

PUBLIC LIBRARY OF BROOKLINE



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The background of the cover is a photograph of the Boston Athenaeum, a classical building with a pediment and columns, situated in a park-like setting. The building is partially obscured by the branches of trees with autumn foliage. The water in the foreground reflects the building and the trees.

TOWN of BROOKLINE

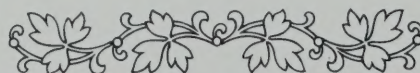
1982

Annual Report

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On Our Cover . . .

The "Temple of Love" by the duck pond at Larz Anderson Park is one of the special features of this 61 acre open space. Formerly the estate of Larz Anderson, Ambassador to Belgium, the pond, gazebo, Carriage House and beautifully landscaped grounds were bequeathed to the Town of Brookline which accepted it in 1949. Larz Anderson Park provides the citizens of Brookline with many opportunities for recreation and enjoyment of open space.





277th Annual Report
of the
TOWN OFFICERS
of
BROOKLINE
for the year ending
December 31, 1982

1982 in Headlines

- Fisher Hill Blocks 'Macrobiotic College'
- School Reorg Brings Teacher, Parent Protest
- Gypsy Moth Devastation: Worst is Yet to Come
- Village Hotel Dies at Town Meeting's Doorstep
- Taxpayers Wonder: Will Bills Ever Come?
- Theresa Carroll Helps Libraries Continue 125 Year Tradition
- Publisher Phinney Dies at 84
- No 2½ Overrides on April Ballot
- Gun Control Bill Gains Support of Selectmen 3-2
- Teachers, School Committee Clash Over Layoffs
- Town Hall Cheers Latest Chapter in State Aid Saga
- Procession of 100 Judges Begins Court Centennial Ceremony
- Town Eases Bite of Home Taxes —
Classification Act Used to Spread Burden More Evenly
- Town Meeting Members to Wyner: 'You're the Most!'
- Town Applies Dipel Spray — and Hopes for Best
- Bournewood Security no "joke" for Neighbors
- Final B-2 plan Envisions Office, Cultural Complex
- Town Meeting Dispatches FY83 Budget at Fast Tempo
- 300 Say Farewell to Superintendent Sperber
- Cable is Just 17 Months Away
- Sapers Shakes Up Advisory Committee
- Ill-health of Beeches Alarms Longwood
- With Fingers Crossed, Town Launches UDAG
- Everybody Will Miss Margaret Mahoney
- MATEP Shut Down; Hearing Set
- Town Gets Tough with Bournewood
- Neighbors Win Revisions of Cinema Expansion
- Town Seeks Voluntary Tax Payments
- Town Meeting Rejects Condo Compromise
- 'Reduction in Force': the School Issue
- Fisher Hill Fights Newbury College Plan

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TOWN OFFICERS

Elected Town Officers

For the
Municipal Year 1982-1983

MODERATOR

Carl M. Sapers (1985)

TOWN CLERK

William F. Sullivan (1985)

BOARD OF SELECTMEN

Robert M. Stein, *Chairman* (1984)

Edward Novakoff (1983)

Stephen B. Goldenberg (1985)

Ronald F. Rosenblith (1984)

Michael W. Merrill (1985)

TREASURER AND COLLECTOR

Shirley Sidd (1984)

TRUSTEES OF THE PUBLIC LIBRARY

Martha G. Edmondson, *Chairman* (1983)

Thomas Doane Perry (1983)

Phyllis W. Podren (1983)

H. Richard Tyler (1983)

Bertha Ann DeLeon (1984)

Emilie Drooker (1984)

Dorothy D. Edinburg (1984)

Jonathan S. Fine (1984)

Jules Becker (1985)

Virginia Palmer Doherty (1985)

Maureen K. Griffin (1985)

Frederick S. Sharff (1985)

SCHOOL COMMITTEE

Thomas P. Hennessey, *Chairman* (1983)

Brian L. Conry (1983)

Natalie G. Zuckerman (1983)

Christina B. Lehrich (1984)

Robert J. McCain (1984)

James W. Schlesinger (1984)

John Connorton (1985)

Ann Connolly Tolkoff (1985)

Richard A. Yoder (1985)

BROOKLINE HOUSING AUTHORITY

James Gutensohn, *Chairman* (1983)

Sumner J. Chertok (1984)

Harriet Sussman Bremner (1985)

Robert A. Kahn (1986)

Agnes M. Rogers (1986)

State Appointed Member

BROOKLINE REDEVELOPMENT AUTHORITY

Francis J. O'Boy, *Chairman* (1985)

Stanley Zoll (1983)

Thomas J. Dillon (1984)

John J. Doherty (1985)

Louis J. Scorziello (1985)

State Appointed Member

CONSTABLES (1983)

James V. Esposito

Marvin A. Feinman

William A. Figler

John P. McElroy

Stanley N. Rabinovitz

Appointees

For the
Municipal Year 1982-1983

BOARD OF SELECTMEN

Richard T. Leary, Executive Secretary

Leonora S. Rosen (1983)

Dianne McKenney Eckert (1985)

COUNSEL

David L. Turner, *Town Counsel*

Cathleen C. Cavell, *Associate Town Counsel*

DIRECTOR OF PUBLIC HEALTH

John A. Locke

ADVISORY COUNCIL OF PUBLIC HEALTH

Jay A. Winsten, *Chairman* (1985)

Dr. M. Michael Cohen (1984)

Dr. Robert Taylor (1984)

Adele Dronsick (1983)

ASSESSORS

Francis E. Ryan, *Chairman* (1983)

Joseph Eckert (1984)

George F. McNeilly (1985)

BOARD OF APPEALS

Arthur J. Hanflig, *Chairman* (1983)
Diane Gordon (1984)
Bailey S. Silbert (1985)
William F. Sullivan, *Secretary*

BOARD OF APPEALS—ASSOCIATE MEMBERS

Abraham J. Zimmerman (1983)
Joseph I. Sargon (1985)
Lewis C. Cohen (1984)

BOARD OF EXAMINERS

Julius Abrams, *Chairman* (1985)
A. Anthony Tappe (1984)
George Michelson (1983)

BUILDING COMMISSION

Louis J. Scorziello, *Chairman*
John J. Doherty
Janet B. Fierman
Christopher Hussey
Louis Wilgoren

BUILDING COMMISSIONER

Royce E. Beatty

INSPECTOR OF WIRES

Royce E. Beatty

CONSERVATION COMMISSION

M. Lee Albright, *Chairman* (1983)
Dr. Joan J. Fried, *Vice Chairman* (1985)
Birge Albright (1985)
Henry T. Wiggin (1985)
Keith G. Lakey (1984)
Joanne Milbury (1984)
Betsy Shure Gross (1983)

COUNCIL ON AGING

Dorothy M. Singer, *Chairman**
Arlene Stern, *Director*

HISTORICAL COMMISSION

Dr. Judith Selwyn, *Chairman* (1983)
Samuel E. Shaw, II (1985)
Dr. Irvin Taube (1985)
Stephen I. Lipman (1984)
Nancy A. Smith (1984)
Jean Kramer (1983)
Nancy Peabody (1983)

HISTORIC DISTRICT COMMISSION

Dr. Judith Selwyn, *Chairman* (1983)
Ruth D. Dorfman (1985)
Dr. Ferris Hall (1985)
Barnett B. Berliner (1984)
Ellen Brown (1984)
Paul Joskow (1983)
A. Anthony Tappe (1983)

M. Greer Hardwicke, alternate (1984)
Cynthia Zaitzevsky, alternate (1983)

HUMAN RELATIONS

YOUTH RESOURCES COMMISSION

Elizabeth S. Pollock, *Chairman* (1983)
Sandra Bakalar, *Co-Vice Chairman* (1984)
Christopher Crowley, *Co-Vice Chairman* (1985)
Rev. George M. Chapman, Jr. (1985)
Captain William J. Riley (1985)
Patricia Andrews (1985)
Francis Chang (1985)
Harold Koritz (1985)
Marlin S. Potash (1985)
Stacy Spitzen (1985)
Agnes Rogers (1984)
Maxine Dolle (1983)
Tara Martin (1983)
Anita Meer (1983)

DIRECTOR OF HUMAN RELATIONS

YOUTH RESOURCES

C. Stephen Bressler

BROOKLINE ARTS COUNCIL (1984)

Ruth L. Scheer, *Co-Chairperson*
David A. Kleiler, *Co-Chairperson*
Joyce Blackman
Rosalind S. Bernstein
Mary D. Dewart
Sheri Flagler
Barbara T. Goff Greenwald
Donna M.T. Herlehy
Carol Lieberman
Joanne Milbury
Doane Perry

PARK AND RECREATION COMMISSION

Barton H. Tayer, *Chairman* (1985)
Terence Forde (1985)
Walter E. Elcock (1984)
Daniel F. Ford (1984)
Yemema Seligson (1984)
Judith A. Smith (1983)

DIRECTOR—RECREATION DEPARTMENT

Evelyn M. Kirrane

TREE PLANTING COMMITTEE

Hamilton Coolidge, *Chairman* (1984)
John E. Miller (1985)
Corliss Engle (1983)

PERSONNEL BOARD

Barbara P. Pastan, *Chairman* (1985)
William J. Kickham (1985)
Stephen C. Ford (1984)
James E. Cockfield (1983)
Samuel Edelstein (1983)

*Deceased 11/82

PLANNING BOARD

Herbert L. Shivek, *Chairman* (1984)
Bruce Hamblin (1987)
Zvi A. Sesling (1986)
Mary Jo Dow (1985)
Robert Kramer (1983)

PLANNING DIRECTOR

John E. Woodward, Jr.

COUNCIL FOR PLANNING AND RENEWAL

Executive Board

Jane Hutchings, *Chairman*
Stanley Siegel, *Vice Chairman*
Nancy Lynch, *Secretary/Treasurer*
Cynthia Adams
Patricia Bishoff
Abbe Cohen
Manuel Horvitz
John Keaveney
Margaret Palau
Myron Robbins
Samuel E. Shaw, II
Ann Sutherland
Max Tisser
Terry Anne Vigil

REGISTRARS OF VOTERS

Robert Wong, *Chairman* (1984)
James M. Berenson (1985)
Frances Halpern (1983)

RENT CONTROL BOARD

Estelle Katz, *Chairman*
Gary Arber
Mitchell Jacobs
Joan Koffman
Marjorie E. O'Malley
Shlomo Pinkas
Alex Gold-Pitegoff

RENT CONTROL BOARD—DIRECTOR/COUNSEL

Roger R. Lipson

RETIREMENT BOARD

Edward B. Kelly, Jr., *ex-officio, Chairman*
Joseph P. Duffy, (elected by members)
M. Franklin Wyman, Jr. (1983)

TRANSPORTATION BOARD

Linda Golburgh, *Chairman* (1983)
Joel V. Bornstein, *Vice-Chairman* (1984)
Gustaaf C.M. Driessen (1985)
Richard B. Barkin (1984)
Manuel Horvitz (1983)

ADVISORY COMMITTEE

Jeffrey P. Allen, *Chairman*
Luster T. Delany, *Co-Vice-Chairman*

Deborah L. Kaplan, *Co-Vice Chairman*

Charles C. Ames
Robert Bernheimer
Patricia E. Bernstein
Dorothy Bruno
Edward N. Gadsby
Shalom Haase
Elizabeth M. Hirshom
E. Albert Levine
Patricia C. Libbey
Charles Moo
Alan R. Morse, Jr.
Betsy Munzer
Robert A. Regan
Charles S. Rosenblatt
Peter F. Rousmaniere
Roger W. Stern
Max Swartz
Claire R. Waldman
Anne N. Winslow
David Yee

COMMITTEE ON TOWN ORGANIZATION AND STRUCTURE (Appointed by the Moderator)

Ruth D. Dorfman, *Chairman*
Jean D. Berg
Morton R. Godine
Mark Michelson
Laura B. Moore
Justin Wyner

COMPUTER COORDINATING COMMITTEE

Edward Novakoff, *Selectman, Chairman*
Edward B. Kelly, Jr., *Comptroller*
Richard T. Leary, *Executive Secretary*
Robert J. McCain, *Member of School
Committee*
Frederick Baker, *Assistant Superintendent
of Schools for Administration and Finance*
Louise R. Thompson, *Assistant Superintendent
of Schools for Curriculum and Instruction*
John E. Woodward, Jr., *Planning Director*

COMPTROLLER

Edward B. Kelly, Jr.

FIRE DEPARTMENT

James P. Fallon, *Chief*

INSPECTOR OF PETROLEUM

James P. Fallon

LIBRARIAN

Theresa A. Carroll

POLICE DEPARTMENT

George R. Simard, *Chief*

KEEPER OF THE LOCK-UP

George R. Simard

PUBLIC SCHOOLS

Charles L. Slater, *Superintendent of Schools*

PUBLIC WORKS DEPARTMENT

William T. Griffiths, *Commissioner of
Public Works*

A. Thomas DeMaio, *Director of Highway*

Paul R. Willis, *Director Parks/Forestry/
Cemetery Division*

Andrew Pappastergion, *Director of
Water Division*

PURCHASING AGENT

Edward F. Clasby

DIRECTOR OF VETERANS SERVICES

Thomas F. Larkin

STATE AID AGENT

Thomas F. Larkin

DIRECTOR OF CIVIL DEFENSE

Morton L. Bardfield

TOWN CLERK'S DEPARTMENT

Frances Halpern, *Assistant Town Clerk*

TREASURER'S DEPARTMENT

John T. Mulhane, *Assistant Treasurer*

CONSTABLE

Milton Pechenick

DOG OFFICER

Ptl. Robert E. Firth

FENCE VIEWERS

Margaret Hurley

Meyer Stern

MEASURERS OF WOOD AND BARK

Benedict Alper

Myron Alexander

INSPECTOR OF ANIMALS

Dr. Herbert S. Carlin

LOCAL MOTH SUPERINTENDENT OF
INSECT PEST CONTROL

Hamilton Coolidge

SEALER OF WEIGHTS AND MEASURES

William F. Hurley, *Acting*

WEIGHERS OF COAL

Augustus M. Signore

Garry Haaland

BOARD OF SELECTMEN



Brookline's Board of Selectmen

(l. to r.) Michael W. Merrill, Ronald F. Rosenblith, Chairman Robert M. Stein, Stephen B. Goldenberg and Edward Novakoff.

At the Board's organizational meeting on April 13, 1982, following the annual town election, Robert M. Stein was elected Chairman. Other Board members are Edward Novakoff, Stephen B. Goldenberg, Ronald F. Rosenblith and Michael W. Merrill. Richard T. Leary was reappointed to serve as Executive Secretary of the Board for the ensuing year.

As we compare Brookline's Town Government today with what has been historically true, we are impressed by three developments: the far greater range and complexity of issues that arise, the greater degree of citizen involvement, and the increased effect upon Brookline of outside forces not directly within our control.

To such broad and still existing services and issues as schools, public works, public safety, zoning, rent control, traffic and parking, collective bargaining, financial administration, and the like, have been added newer issues and interests including energy conservation, environmental protection, cable TV, computer services, condominium conversion, institutional expansion, and the development of fiscal programs under Proposition 2½. Add in also solid waste disposal, unemployment compensation, the spiraling costs of group health insurance and the town's retirement system, reorganization of several departments and agencies, and the town government has become complex indeed.

Equally notable is the increased involvement of citizens in issues affecting their immediate interests. Hearings involving liquor, lodging house, and common victualler licenses, and even more routine items that formally evoked little community interest, are more broadly attended, last longer, and are sometimes more heated than before. Constructive citizen and neighborhood involvement in the decision-making process is surely a plus, and in Brookline we have made great strides towards an open, responsive government. While we welcome citizen participation in decision-making, we also hope that citizens will realize that proposals which may seem to them to offer simple solutions often meet counter pressures and impose ramifications which sometimes make impossible the resolutions they seek. Brookline is not the only community with extensive citizen participation in town affairs but the degree of involvement of the townspeople in the projects and issues coming before the Selectmen must transcend that existing elsewhere.

Influences or factors outside Brookline may either assist the town or create problems, thus additional state aid may enhance our fiscal position on the one hand while special education programs mandated by the State without adequate funding impose further burdens on the regressive property tax. Traffic congestion obviously is largely generated outside Brookline

but is a problem with which Brookline must contend. The potential effects of the Harvard Energy plant, located just over the town line, and the incursion of educational institutions into the town's prime residential areas, are further examples of the importance of outside influences in shaping the town government's role and the policies of the Board of Selectmen.

'1982 In Headlines', which appears on an earlier page of the Annual Report, is a capsule summary of major town activities and events during the year, many of which were of importance to the Selectmen. Our Report this year will concentrate on some of those, and on other projects and issues which were of major significance during 1982 and resulted in key actions by the Board. Details of departmental activities will not be summarized here as it is felt that they are quite adequately covered in each agency's section of this overall Town Report.

Proposition 2½ — Second Year

In developing the town's FY-83 Fiscal Program, it was heartening for the Selectmen to be able to proceed on the basis of a level-funded budget with some modest increases in a few areas. This was in marked contrast to FY-82, the first year under Proposition 2½, when the property tax and excise tax revenue loss — \$6,809,831 — demanded the adoption of extraordinary measures in order to preserve as much as possible of traditional town services. Mandated fixed cost items in the budget, e.g., retirement system, unemployment insurance, group health insurance, energy, and salary adjustments arrived at through collective bargaining, brought the total revenue loss in that first year to \$11.2 million. The challenge had been met by 1) reducing the town's total operating budget by \$5,280,614; 2) increasing local receipts so as to generate \$4,201,835 in additional revenue, and 3) realizing \$1,736,462 in additional state aid.

Our ability to recommend an essentially level-funded budget for FY-83 was due chiefly to the availability of an additional \$1.4 million in free cash; additional state aid in the amount of \$1,874,000; the allowable increase in our tax levy under Proposition 2½ of \$1.2 million which was supported by the increase in our tax base; a further increase in local receipts (fees, fines, etc.) of \$757,000; a savings of \$300,000 in unemployment compensation, and a reduction of \$273,000 in state and county assessments. These positive factors made it possible for us to offset the cost of collective bargaining — \$2.2 million; the loss of revenue from the refuse collection fee — \$1.2 million; an improved School Department budget — \$830,000; increased retirement system costs — \$279,471, group health insurance charges — \$225,000, and workers' compensation expenses — \$180,000; a loss in general revenue sharing funds of \$125,000, and the minimal increase in operating budgets of \$580,000, principally in the areas of Police, Public Works, Library, and Repairs to Public Buildings.

The Board of Assessors completed the reassessment program in late spring, and the second half of the FY-82 tax bills were mailed shortly thereafter. Estimated tax bills had been sent to all property owners to cover the first half of the annual tax payment. With regard to the mailing of FY-83 tax bills, the first half of which normally would have been due and payable in October, 1982; a suit brought by a group of owners of rent-controlled properties in the town, alleging that the rent control class of properties was being unfairly assessed and that said assessments were discriminatory, prevented the Assessors from committing the tax list to the Treasurer in a timely manner. In order to help alleviate the effects of this litigation on the town's cash flow, the Selectmen approved the mailing of voluntary tax notices pending issuance of the FY-83 tax bills. Almost eighty percent of the town's property owners responded to this request by making voluntary tax payments based on one-half of last year's bill before December 31, a remarkable record. The Board is pleased to report that the tax suit was recently decided in the town's favor, and the official tax bills have finally been mailed.

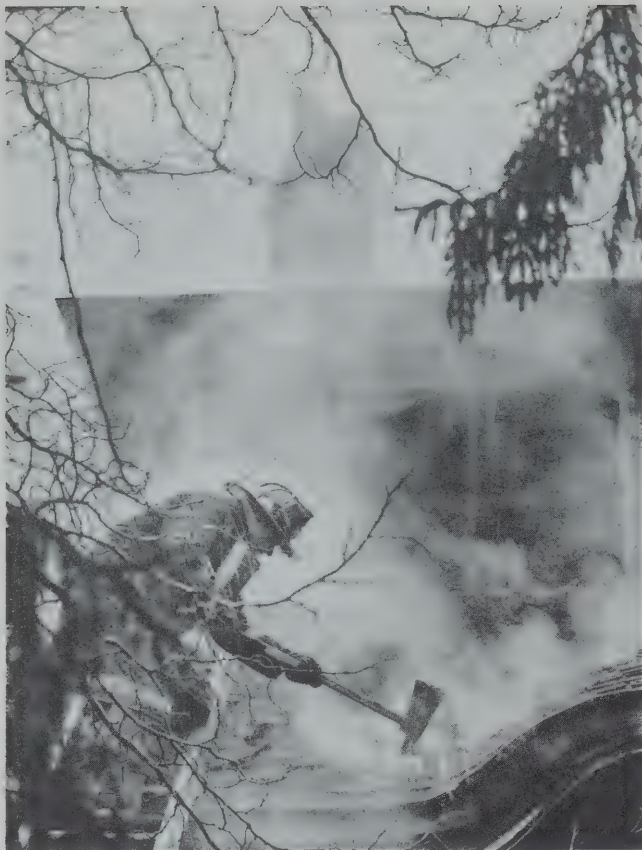
Neighborhood Associations Active

Several neighborhood associations were active in 1982 opposing institutional and commercial expansion, and the Selectmen devoted many hours to addressing their concerns.

Bournewood Hospital

Early in the year, the Putterham Civic Association and the residents in the Bournewood Hospital area conveyed their concerns that the private psychiatric hospital was threatening the security of the neighborhood. The neighbors questioned whether the hospital was admitting dangerous and even criminally disturbed patients, and whether the security program at Bournewood was adequate. In February, the Selectmen requested the hospital to submit an operational plan which would detail the quality and character of use of the facility and a proposed security program. At the same time, the Board requested the State Public Health Council to condition any approval of Bournewood's application for a Certificate of Need upon the submission of a detailed operating plan that established and maintained a proper security program within the institution; such a plan would be approved by the Police Chief and Fire Chief and would be subject to bi-annual revaluation and approval by both Chiefs. Unfortunately, the Public Health Council disregarded the town's recommendation and approved the Certificate of Need without imposing the requested conditions.

During the summer, when the matter of the hospital accepting patients who had been charged with criminal offenses was again raised, the Board designated Selectmen Goldenberg and Merrill to serve as liaison between the neighborhood association, the hospital, and



Firefighters battle three alarm fire on Dean Road.

the Selectmen, and requested the hospital administration to provide a specific definition of its admitting practices, with particular reference to individuals who could pose a threat to residents of the neighborhood. Despite the town's intervention and repeated efforts to have the hospital upgrade its security program and not accept nor seek for admission "individuals who are referred by court-ordered commitment or by other agencies, when the purpose is evaluation or treatment of assaultive behavior against individuals . . . or where there is a prior history of such behavior", the problems continued. Finally, when a youth who had been referred to the hospital by a District Court Judge escaped from the facility in September, the town filed suit, requesting a permanent injunction barring the hospital from admitting "patients accused of a crime and in need of psychiatric evaluation, custody or care", and requesting that the hospital upgrade security. This litigation is still pending and is expected to come to trial in the near future.

Cleveland Circle Theatre

When owners of the Circle Theatre proposed to expand their operation by constructing three additional theatres providing an additional 834 seats, residents in the vicinity of Cleveland Circle requested the town's assistance in order to alleviate the parking problems which would certainly be exacerbated. In the past, despite a high level of enforcement by the Police Department, patrons of the theatre had continued to park il-

legally on the residential streets in the area. At the Board's direction, Town Counsel filed a complaint in the Land Court which requested the issuance of a temporary restraining order, and subsequently an injunction, enjoining National Amusements, Inc. from constructing any building over the sewer easement of the Town of Brookline which runs through the theatre property and had not been abandoned. This legal action brought the parties to the negotiating table, and after several conferences with the theatre owner and his counsel, representatives of the neighborhood, and the Transportation Board, the following six point proposal was agreed upon:

1. The plans for the addition of three (3) theatre auditoriums and approximately one thousand and fifty (1,050) new seats have been reduced in new plans to two (2) theatre auditoriums containing a total of between 420 and 450 new seats, depending on theatre configuration. In no event will the number of new seats exceed 450.
2. The plans for the addition have been redrawn so as to lift the building construction approximately twelve (12) to fourteen (14) feet off the ground and thereby allowing parking underneath the structure.
3. Effective with the opening of the two additional auditoriums, aforesaid, National Amusements, Inc., its successors and assigns, agrees to reimburse the Town of Brookline for all paid police details reasonably required to control or regulate excessive traffic in the Cleveland Circle neighborhood areas, provided, always, that such paid police details will be limited as follows:
 - a. to between the hours of 6:30 P.M. and 10:30 P.M. on any Friday and Saturday evening, when in the reasonable judgment of the Brookline Chief of Police or his designee, an excessive traffic condition either is anticipated or exists as a result of the operation of the theatre.
 - b. paid police details shall be deployed under the direction and supervision of the Brookline Police Department and limited to one officer unless otherwise mutually agreed.
 - c. National Amusements, Inc., its successors and assigns, shall reimburse the town for paid police details at the standard minimum detail rate.
 - d. National Amusements, Inc. further agrees to consult regularly with the Brookline Police Department in order to work out appropriate details based on future needs and conditions.
4. Effective with the commencement of construction of the two additional auditoriums, National Amusements, Inc., its successors and assigns, agrees that the traffic pattern on Chestnut Hill

Avenue for the theatre will be altered so that traffic will be directed through the parking area, even though the parking lot is full and will empty into the Beacon Street - Reservoir area.

5. Effective with the commencement of construction of the two additional auditoriums, National Amusements, Inc., its successors and assigns, agrees that trailers and informational material, including signs, maps, etc. to existing Beacon Street and Reservoir area public parking will be provided theatre patrons.
6. National Amusements, its successors and assigns, agrees that it will not expand the Cleveland Circle Theatre operations beyond a total of five auditoriums, with a total seating capacity of 1,730 seats, nor will it apply to the City of Boston or any zoning or licensing authority for any further expansion beyond the two auditoriums described in paragraph numbered 1., hereof, provided, however, a material change in circumstances, recognized as such by a majority of the members of the Board of Selectmen, does not occur.

In addition, the Transportation Board adopted a tow-zone regulation for the area, and authorized a program of permit parking for the neighborhood residents.

Parsons Field

Problems created by Northeastern University's use of Parsons Field on Kent Street caused several representatives of the Lawrence Neighborhood Association to present their grievances to the Selectmen in the spring of 1982. The complaints essentially dealt with traffic and parking, high-powered lights, litter, general rowdiness, and noise. The Board reviewed these issues with the Assistant Dean of Administration at Northeastern and the neighborhood association, and felt that an agreement had been arrived at which would assure no recurrences of the problems. However, the use of the field in 1982 continued to be a source of aggravation for the residents in the surrounding area, and led the Selectmen to insist on the execution of a formal Memorandum of Agreement which will govern activities there in 1983 and in subsequent years. The Memorandum clearly sets forth restrictions in the areas of hours of operation, traffic and parking control, noise control, field lighting, and litter. It is expected that this Agreement will be signed by the parties in the near future and that markedly improved conditions at Parsons Field will result.

Newbury Junior College

Newbury Junior College, which had purchased the former Cardinal Cushing College property on Fisher Avenue, applied for a lodging house license in the fall of 1982. The College formerly had its only location in the City of Boston with a campus in Holliston. The ma-

jority of its students work towards a Bachelor of Arts degree in Computer Science, and the college offers occupational related career-type programs upon the successful completion of which many students go on to a four year college. The Fisher Hill Neighborhood Association, and residents in the area generally, voiced their concern about the anticipated traffic impact on the residential area, in addition to the requested 200 lodgers who, presumably, would be using cars as well. They compared the operation of Cardinal Cushing College with the current proposal, and noted that the original operation, in a quiet setting, could not be compared with an all day and evening program which would generate considerable traffic and noise.

The college's original application for a lodging house license was denied in October and a second application for 127 lodgers, rather than 200, was considered by the Board in late November. Again, there was strong neighborhood opposition and the Selectmen agreed to make a site visit of the campus and facilities before reaching a decision. In denying the application on December 21, the Selectmen expressed the belief that if the licenses were approved there would be a negative impact on the neighborhood with students continually coming to and going from the college, and that it would not be in the best interest of the town or the neighborhood to grant the license.

Boston University

A zoning proposal was advanced early in 1982 which provided for cluster housing townwide and favored a pending Boston University development of university property near Amory and Worthington Streets on the former Talbot Estate.

The Cottage Farm Neighborhood Association, while generally in favor of the zoning amendments and the cluster housing proposal, felt that the vote should be deferred until Boston University agreed in writing with the town on a long-range development plan similar to an agreement that the university made with the City of Boston in 1980. With that goal in mind, the Board appointed a subcommittee on Boston University, comprised of Selectmen Merrill and Rosenblith, which held numerous meetings with Boston University officials and the Cottage Farm Neighborhood Association's Zoning Committee. The subcommittee and representatives of Boston University shifted their goal from obtaining a wide-range, specific agreement to obtaining an agreement on a more general "statement of objectives". The following points were generally agreed upon:

1. "It is the intention and the responsibility of Boston University to work cooperatively with Cottage Farm residents, and the residents of any other Brookline neighborhood in which the university may own property, to protect and maintain their neighborhood."
2. "To the extent that Boston University requires

the use of Commonwealth Avenue properties for academic needs, provisions for tax producing activities will be considered for the ground levels."

3. "It is agreed that, should cluster housing be permitted at Boston University's Amory/Worthington property through the passage of the proposed zoning agreement, the previously agreed upon conservation easement within this property will be concluded with the Town of Brookline as well."

However, several remaining objectives with respect to Boston University's future development plans in Brookline were not agreed upon, and additional discussions were held on several specific items in which the university and the town had a particular interest. Regrettably, it was not possible to secure the desired agreement, but Town Meeting, in November, did approve a zoning amendment concurred in by the Cottage Farm Neighborhood Association which permits cluster development on two acre or larger sites in S10 and S7 districts, subject to special limitations on the number of dwelling units per acre.

Use of Subcommittees

In order to facilitate the work of the Board of Selectmen as a whole, the practice of assigning special projects to subcommittees was continued and expanded during 1982. Subcommittees were active in the following areas:

Boston University Development Plans —
Selectmen Merrill and Rosenblith

Bournewood Hospital — Selectmen Goldenberg
and Merrill

UDAG Application & B2 Parcel — Chairman Stein
and Selectmen Goldenberg and Novakoff

Cleveland Circle Theatre — Chairman Stein

Rent Control and Condominium Conversion —
Selectmen Goldenberg and Merrill

Selectman Novakoff continued to serve as Chairman of the Selectmen's Financial Management Committee



New Kent-Station Street parking lot wall and stairs.

which oversees the annual audit, and as Chairman of the Information Services Coordinating Committee, a joint town-school steering committee on computer operations.

Cable TV

Several developments occurred in 1982 with regard to the town's proposed cable television system in which connection the Selectmen had granted a provisional license to Times Mirror Cable TV in the previous year. On June 29 the Board executed the provisional license with Times Mirror and the final fifteen-year license was granted on January 4, 1983.

Headend Site

Following lengthy consideration of proposed locations for the cable TV headend site, and formulation of the terms and conditions to be included in the agreement, Town Meeting, on October 5, authorized the use of a portion of the incinerator area off Newton Street for this purpose. Subsequently, early in 1983, Times Mirror proposed a new headend site at 808 Commonwealth Avenue. This proposal was reviewed with the Cottage Farm Neighborhood Association and representatives of Boston University, which owns the property, in the interest of assuring that the headend site at this location would not have a negative impact on the adjacent residential area. Upon receipt of such assurance, the Board approved the Commonwealth Avenue location for the headend site and for the installation of the necessary dish antenna.

Community Trust

The license agreement with Times Mirror provides for the establishment of a Community Trust which has been formed to accomplish the following purposes:

To develop and promote cultural, literary, charitable and educational television programs for display on Times Mirror Cable Television of Brookline, Inc.'s (TMCT) system, exercise authority and control over the production of access programming and responsibility for the support of Brookline people and organizations as access producers or users; manage funds from TMCT to defray direct access operating expenses and to provide no more than 25 percent of these funds annually as supplemental access programming grants; ensure fair allocation of access facilities and channels; and generally, serve the public in Brookline, Massachusetts through the medium of cable television.

The nine-member Trust, comprised of the following members, has recently organized and will be meeting intensively during the coming months:

Louise M. Castle
Karen M. Clay
Jenifer Drew

Barbara Randolph
Lawrence A. Ruttman
Jasper K. Smith

In addition to the nine voting members, there are eight non-voting members who represent the following town agencies: Park and Recreation Commission, Human Relations-Youth Resources Commission, Council on Aging, School Committee, Arts Council, Planning Board, Library Trustees, and the Advisory Council on Public Health.

Cable TV Coordinating Committee

Concurrently with making the appointments to the Community Trust, the Selectmen decided that it would be in the best interests of the town and of the cable TV subscribers to have the members of the original Cable Television Study Committee serve as a Cable TV Coordinating Committee. Basically, the Committee, chaired by David M. Rodman, will serve as liaison between the licensee and the Board of Selectmen, and deal with any complaints that citizens might have regarding the licensee's operations. A further assignment was given the Committee in March of this year, shortly after Times Mirror indicated that it wished to transfer its license to Cablevision Systems Development Company which currently has the Boston CATV franchise. The Cable TV Coordinating Committee is in the process of developing recommendations on the criteria that ought to be used to evaluate the transfer from Times Mirror, and on the need for any outside consultants or technical assistance. Additionally, the Committee is reviewing all of the Selectmen's options in the matter, including a study of current legislation and regulations pertaining to license transfers and the possibility of filing home rule legislation if it should be deemed appropriate and advantageous for the town to do so.

Harvard Energy Plant

The town continued to be active in challenging the installation of diesel engines at the controversial Harvard-owned Medical Area Total Energy Plant (MATEP). MATEP's diesel electric generators were approved by the Massachusetts Department of Environmental Quality Engineering (DEQE) in May, 1981, subject to thirty-two conditions imposed following adjudicatory hearings held from 1978 through 1980. DEQE's thirty-two conditions protect against excessive nitrogen dioxide exposures by limiting MATEP's overall emissions and providing for reduced diesel activity during air pollution episodes. No similar protection is provided against MATEP diesel particle emissions, known on the basis of laboratory and animal tests to contain mutagens and carcinogens potentially harmful to human health.

DEQE's conditional approval of MATEP's diesels was challenged in law suits heard by the Supreme Judicial Court in May, 1982. The town's position was that DEQE's diesel approval should be set aside since the decision had incorrectly decided certain nitrogen



Harvard's energy plant on Mission Hill.

oxide issues and had failed to address the diesel particle issue; MATEP's position was that DEQE lacked statutory and constitutional authority to impose controls on MATEP's emissions more stringent than those imposed by the Federal Environmental Protection Agency. In its decision handed down September 3, 1982, the Supreme Judicial Court found that the nitrogen oxide controls imposed by the DEQE were both within its authority and supported in the adjudicatory hearing record but that, as argued by the town, DEQE had failed to give proper review of the mutagen and carcinogen issue. Accordingly, the Court remanded the case to DEQE to hold hearings to determine "the potential adverse health effects of the carcinogenic and mutagenic emissions from the MATEP diesel facility."

At the November, 1982 Special Town Meeting, the sum of \$28,000 was appropriated to defray the cost of legal and consultant services in connection with the court-ordered hearings before DEQE and in the Supreme Judicial Court litigation. In December, MATEP secured approval from DEQE to test two of the six diesel engines, and since then has been continuing limited testing of the engines with the results expected to be available in late April. A pre-hearing conference will then be scheduled and it is unlikely that the adjudicatory hearings will be held until the fall.

The Board of Selectmen and its Ad Hoc Committee on the Harvard Energy Plant, chaired by Professor Daniel Partan, were gratified by the Supreme Court decision as it indicated that the investment in time, money and effort by so many parties over the past few years has borne fruit.

Longwood Mall

The town and residents in the Longwood Mall area — The Friends of Longwood Mall — entered into an unique agreement in 1982 aimed at preserving the nationally treasured stand of beech trees on Longwood Mall, using both town funds and money raised through private donations. The Mall was created about 1840 by David Sears and in 1902 it was deeded to the town by his descendants. It has been cited by the National Geographic magazine and the Arnold Arboretum as one of the finest single stands of beech trees in the country and is listed in the National Register of Historic Places.

Several abutters to the Mall approached the Selectmen last July and proposed a plan which essentially provided that the neighborhood group would raise \$20,000 in private contributions for long-term tree maintenance if the town would appropriate \$15,000-\$20,000 in the first year of the program for pruning, cabling, fertilizing, and soil aeration, plus decay and bark treatments to improve the health of these beautiful and historic trees.

The Selectmen regard the Friends of Longwood Mall's proposal as a superb concept and a fine example of a joint commitment by the town and its citizens during a period of fiscal constraints. The Board is recommending an appropriation of \$15,950 to the May Town Meeting to fund the town's share of the work in the first year, and the neighborhood residents have already contributed over \$12,000 of the \$20,000 pledge. If Town Meeting approves the appropriation, work will begin later in the spring.



Judges' procession from Town Hall to Courthouse.

Brookline District Court Centennial

The town was glad to join in the observance of the 100th anniversary of the Brookline District Court which was celebrated on Sunday, May 23, following a week of activities based on the theme "What Does the Community Want of its Court".

The proceedings began with a parade of approximately one hundred judges of the Commonwealth, in their robes, escorted by the St. Mary's Color Guard and led by Bagpiper Archie MacLeod. Also in the proces-

sion were the deans of local law schools and presidents of the five colleges located in the Town of Brookline. The town has the largest concentration of resident judges (ten active, five retired) within its borders of any municipality in the Commonwealth.

The public celebration featured an address by Professor Arthur Miller of Harvard Law School and founder and host of Miller's Court. Presentations were also given by Honorable Frank Coffin, Chief Justice of the U.S. Court of Appeals for the First Circuit (Justice Coffin is the highest ranking justice in New England) and by Honorable Edward F. Hennessey, Chief Justice of the Supreme Judicial Court.

Other features of the day's events included a concert by the Symphony Band of Brookline High School, a mock trial in the main courtroom produced by the law classes of the High School, symposia and educational booths within the Courthouse, and an exhibit prepared by Keller and Peet Associates of "Courthouses of the Commonwealth" which was shown in the juvenile courtroom. During the afternoon, Brookline District Court judges Lawrence D. Shubow and Henry P. Crowley hosted a reception in Town Hall for the participating judges.

Other surrounding events included distribution by the town library of a bibliography of law related books in its collection, a conference and workshop at Pine Manor College for directors of volunteers on the theme of volunteers in the court system, and a public assembly in the courthouse on landlord-tenant issues. In addition, a conference of probation personnel from offices throughout the Commonwealth met in Brookline to assess community service restitution as a sentencing option.

The Selectmen would like to commend David M. Rodman, Chairman of the Centennial Commission, and the one hundred local citizens who comprised the Commission. Through their committee work in the areas of Human Services, Sentencing and Probation, Small Claims, Juveniles, Public Education, and Housing and History, they implemented the observance of the Court's 100th year in Brookline and appraised its present role in the light of its past and future.

Moderator Justin L. Wyner Honored

All who are familiar with the Town Meeting appreciate that its effectiveness depends in large measure on the competence and skill of the Moderator. The town was indeed fortunate to have had as its Moderator from 1970-1982 Justin L. Wyner, who served the community with conscientious dedication. During his tenure, besides conducting the Town Meetings with a sense of propriety, dignity, fairness, and adherence to established rules of order, he introduced many innovations and experiments which have become part of the tradition of the Brookline Town Meeting.

In recognition of his distinguished service, Mr. Wyner was honored by the Town Meeting Members As-



Executive Secretary Emeritus Arthur A. O'Shea presents Rotary Club's Distinguished Service Award to Justin L. Wyner — at right is Executive Secretary Richard T. Leary.

sociation at a reception held on May 2 at the Maliotis Cultural Center at Hellenic College. Mr. Wyner also was recognized by the Brookline Rotary Club when it presented him with the Club's Distinguished Service Award on May 20. The Rotary citation read as follows:

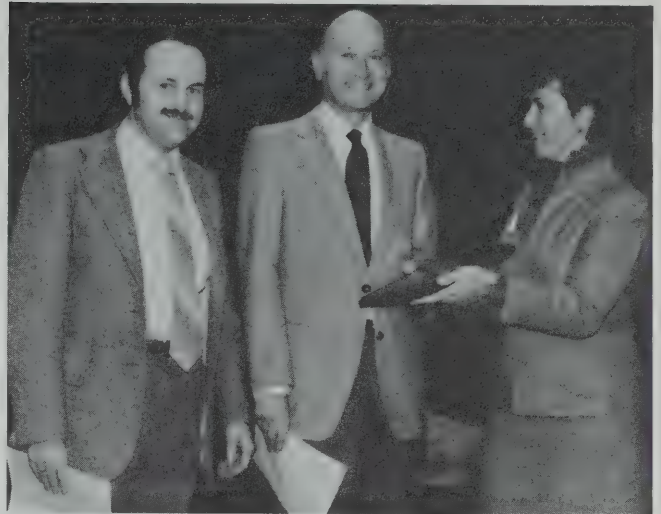
"A very dedicated citizen who has given generously of his time and effort to the betterment of his community and the welfare of his fellow man — by all standards a gentle man."

Other Awards and Recognitions

— The Brookline Planning Board received the Award for Outstanding Planning Board in the 1982 New England Planning Awards competition. In presenting the award on December 3, the Chairperson of the New England Chapter of the American Planning Association commented as follows with regard to the Planning Board's innovations: "Over the past decade, the Board has continued its legacy of being on the leading edge of planning issues. During this period the Board has developed or refined 1) provisions for development bonuses for low/moderate income housing; 2) regulations for cluster development; 3) design review techniques for both new construction and rehabilitation; 4) six-year capital improvements programming; 5) housing policies and programs (Equity Transfer Assistance Program); and 6) historic preservation (*Fixing Up Older Houses*)."

As to our Planning Board's effectiveness, it was noted that in the early 1970's Brookline faced many of the same issues confronting older urban communities, including an aging housing stock (two-thirds built before 1940), population loss, stagnant tax base, and commercial area decline. "The Planning Board, by its efforts, helped Brookline respond positively to these problems and contributed significantly to improving the

quality of life in Brookline, particularly in the areas of commercial revitalization, neighborhood improvement and residential rehabilitation, and by its strong support for high quality assisted housing."



Kathleen Bartolini, President of the American Planning Association's New England Chapter, presents "Outstanding Planning Board" award to Planning Board members Herbert L. Shivek and Bruce Hamblin.

The Brookline Planning Board's leadership in its field represents what is now a tradition — the continuous commitment of dedicated volunteer members and excellent professional staff to work hard and creatively on the planning needs of the town.

— Brookline was one of thirteen communities in Region 1 to receive a Certificate of National Recognition from the Department of Housing and Urban Development for its Equity Transfer Assistance Program. ETA, sponsored by Brookline Improvement Coalition, Inc., a local non-profit corporation, represents a unique partnership of public monies (from HUD) and private monies (from low and moderate income households) to help solve the critical problems of housing affordability and displacement. Funded initially by a HUD CDBG Innovative Projects Grant, the ETA Program provides financial assistance for low and moderate income households who are threatened with displacement from their homes due to condominium conversion.

By utilizing an innovative "equity transfer" payment, a low or moderate income family is able to purchase its unit and build up equity through homeownership. The "equity transfer" payment is not a direct grant; rather, it takes the form of a second mortgage on the dwelling unit and must be paid back to a revolving fund when the unit is sold at some future date.

Under the initial pilot program, 33 households have been assisted with the purchase of their homes, several of which were rehabilitated using local CDBG funds. The town has also provided CDBG funds for the ETA Revolving Fund to help continue this unique effort.

— Patrolman Peter Murphy received the New England Anti-Vivisection Society's Annual Reverence

for Life Award for saving from drowning a mother dog and her ten newborn puppies. This heroic deed on November 1 was characterized by alertness and swift action which saved the puppies from certain death. The Selectmen and Chief Simard are proud of Patrolman Murphy for his unselfish actions — they reflected favorably on the entire police force.

— Firefighter J. Edward McEachern was commended and cited for his brave actions at a fire at 70 Centre Street last July. His exemplary performance above and beyond the line of duty was recognized on November 23 when the Selectmen adopted the following resolution:

WHEREAS, the Board of Selectmen wishes to recognize Fire Fighter J. Edward McEachern as the 1982 Fire Fighter of the Year; and

WHEREAS, Fire Fighter McEachern of Ladder Co. #2 was chosen by a committee of his peers for his actions above and beyond the line of duty at a three alarm fire struck for 70 Centre Street on July 19, 1982; and

WHEREAS, he endured extreme heat and smoke at great personal risk to himself during a search and rescue operation as he crawled along a corridor of the fire and smoke filled apartment, found the elderly victim lying unconscious on the floor of a small windowless kitchen after which she was removed to safety and her vital signs restored; and

WHEREAS, he is representative of each and every Brookline Fire Fighter who has given that extra measure of duty to protect and to serve the citizens of Brookline;

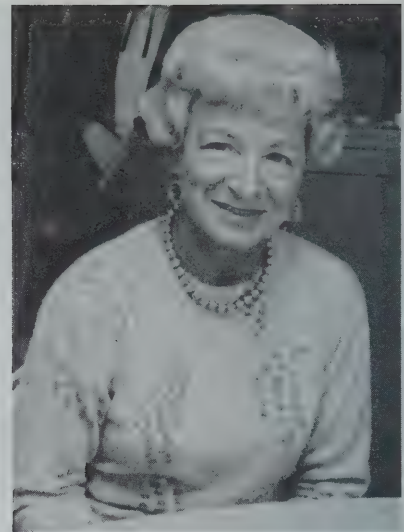
NOW THEREFORE BE IT RESOLVED, that the Board of Selectmen, as Fire Commissioners, commend Fire Fighter of the Year J. Edward McEachern.

* * * * *

In closing this Annual Report, the Board of Selectmen notes with profound regret the passing of two of the town's most active citizens, and an outstanding municipal law enforcement official.

— Robert C. Cochrane, Jr., who served the town for thirty-eight years as a Town Meeting Member; eleven years as a member of the Advisory Committee, the last five of which he served as Chairman; nine years as a member of the Board of Selectmen, serving as Chairman from 1974-1978, died in April. At the time of his death, Mr. Cochrane was the senior member of the Brookline Town Meeting. The magnitude and quality of his achievements during this long period constitute an unsurpassed contribution to town government.

— Dr. Dorothy M. Singer, Chairperson of the Brook-



Dr. Dorothy M. Singer

line Council on Aging, an extraordinary and caring woman who was dedicated to providing quality services for Brookline's older population, died in November. Dr. Singer's lifetime commitment and concern was to Human Services, as evidenced by her service as Assistant Secretary for the State Executive Office of Human Services and as Deputy Regional Director for the Department of Health, Education and Welfare. She also performed consulting services for Harvard University and the Ford Foundation and taught classes in the field of rehabilitation at Boston University and Northeastern University.

— Captain Bernard F. Fleming, a member of the Brookline Police Department for thirty-three years and its Acting Chief for two and one-half years, brought to the demanding field of municipal law enforcement exceptional leadership abilities, a sense of fairness in dealing with all parties with whom he came in contact, and the warmth of a spirit deeply devoted to his community. He performed in an exceptional manner while Acting Chief, maintaining a high level of morale while managing the department with a firm hand and instituting new programs and practices as necessary. His career stands as an inspiring model of the best in public service, enhances the high tradition of the Brookline Police Department, and adds to the illustrious record of long and devoted service of many of our employees.

Status Report on the Articles in the Warrant

The status of the following articles relating to capital improvements projects is as follows:

1982 Annual Town Meeting — Article 7

Energy Conservation Improvements — Town Meeting unanimously voted to appropriate \$628,000, upon the recommendation of the Energy Conservation Study Committee, for energy conservation and alternative energy improvements. The Energy Conservation Study Committee recommended and the Board of Selectmen approved a contract for the preparation of Contract

Documents for the extension of the Energy Management System to seven schools to American Energy Services. The documents have been completed and proposals will be received April 27, 1983. The Board of Selectmen extended the contract with Rich, Lang, Côté, Inc., to prepare Contract Documents for the Implementation of Energy Conservation Measures at the seven schools and other town buildings. Proposals for this work will be received in May and June.

1982 Special Town Meeting — June 17, 1982 — Article 4

Water Department Garage and Maintenance Facility — Plans and Specifications — The Special Town Meeting unanimously voted to appropriate \$65,000 for the cost of plans and specifications for a new Water Division Facility at Netherlands Road. A Committee of Seven, chaired by Selectman Ronald Rosenblith, after reviewing letters of interest from forty-three architectural firms, detailed proposals from twelve selected from the list, and interviewing four of the twelve firms, recommended to the Board of Selectmen that Anthony M. Pisani and Associates be awarded the contract for professional design services. The Board voted unanimously to award the contract as recommended at its meeting of July 13, 1982.

Pisani and Associates immediately commenced work on the project under great time constraints and

the Architect advised the Building Commission on September 30, 1982 that the estimated construction cost was \$1,020,000 based on the completed plans. The increased costs resulted from the use of a pile supported structural slab and brick for the exterior facade.

On October 12, 1982 the Board of Selectmen and Building Commission, after being advised of the status of the B-2 Parcel and the UDAG Grant, agreed to withdraw the project Bidding Documents and to advise all pertinent parties that the project had been temporarily delayed. Expenditures for design services, borings and analysis, printing of Contract Documents, and advertising have totalled \$60,471.

1980 Recessed Special Town Meeting of May 19, 1980 — Article 2

Renovations and Alterations to Unified Arts Building — Funds were appropriated under this Article for Renovations and Alterations to the Unified Arts Building. The major component of this project was the lowering of the attic floor, creating an eleven thousand square feet additional level in this heavily utilized building. On Thursday evening, December 2, 1982, the "Visual and Industrial Loft" was formally dedicated to Robert I. Sperber, former Superintendent of Schools. The total cost of the project did not exceed the appropriation of \$990,000.

EXECUTIVE SECRETARY

It is a privilege once again to report on some of the principal activities of the Executive Secretary during the year ending December 31, 1982, my fourteenth annual report. In this report, I would like to bring to your attention the fiscal concerns that have been of paramount importance since the adoption of Proposition 2½ in 1980 and that, I believe, will in all likelihood worsen in the years ahead. These are by no means exclusive, but of necessity transcend the other usual broad managerial functions such as recruiting and recommending the appointment of administrators and department heads; ensuring that orders and policies of the Selectmen are implemented; preparing reports and data to assist the Board in making formal, top-level decisions; departmental coordination, and preparing for the annual and special town meetings.

Brookline, like many other communities in Massachusetts, has taken essential and extraordinary measures to live within the strictures of Proposition 2½. Completion of a reassessment program in 1982, more than doubling our local receipts, declaring a moratorium on capital improvements, utilizing all of our available free cash, sharply reducing the town's personnel complement, and eliminating or curtailing many town services that were formerly taken for granted, have thus far enabled us to stay within the 2½ tax levy limit. Any knowledgeable observer of our town government would agree that these steps have brought us through the first two years of the tax revolt with as little disruption of town services as possible.

But what lies ahead? In my considered judgment the outlook is not promising. Clearly, we have played out most, if not all, of our local options. The increase in our tax base over the next few years will be minimal, we have about reached the limit in the amount of fees and fines that we can reasonably impose, and our free cash, or surplus revenue situation, will be progressively declining. A further and perhaps the most important cause for concern is the prospect that state aid, which has been so vital a component of the town's finances in the first two years of Proposition 2½, may be sent back to the cities and towns in a different form beginning in FY85.

Brookline has been fortunate to have received approximately \$3 million in additional state aid for the years FY82 and FY83. It has come to the community with no strings attached, to be used for general municipal purposes, and it has permitted the Selectmen to retain a balanced service program. Now it appears that a serious attempt will be made to revert to the pre-Proposition 2½ school aid distribution formula —

Chapter 70 — which accords priority to educational programs but traditionally has penalized communities like Brookline which can boast of superior schools but which also have commitments with regard to other municipal services as well.

No one can argue with the concept that a substantial portion of state aid should be used to facilitate the equalizing of educational opportunities throughout the Commonwealth. The problem arises when that laudable objective is pursued against the rather inflexible mandates of Proposition 2½. Since not all municipal expenses are capped by the annual 2½% increase limitation, notably fixed costs like group health insurance and the contributory retirement system, a departure from the state aid distribution practice of the past two years will inevitably lead to 1) the pitting of town departments against one another for the remaining available resources, and 2) more severe reductions in non-school services and programs than we have seen thus far. It is expected that the Massachusetts Municipal Association and many local chief executive officers across the state will strongly oppose the move to earmark local aid funds for any specific purpose or purposes. As the municipal government practitioners on the firing line, who have experienced life under Proposition 2½ since its enactment in 1980, their views should be given priority consideration.

Significant Fiscal and Personnel Trends

In light of the points advanced in the introduction to this report, I would like to highlight some of the trends in fiscal and personnel matters that give rise to my concerns for the next several years under Proposition 2½.

Figure 1 (see charts on pages 20 and 21) depicts the totals of town expenditures, receipts and amounts raised by taxation over the period 1973-1983. Prior to Proposition 2½, the overall fiscal trend was quite clear. The "expenditure gap", i.e. the difference between expenditures and receipts, had increased substantially, indicating that state aid and the increase in local receipts had been of little help in offsetting the negative trend in state and county assessments and local fixed costs such as group insurance and retirement system expenses. Thus, much of the increase in expenditures which had to be assumed on the tax rate had been due to the worsening fiscal relationship between the town and the state. This situation changed dramatically in the last two years when we increased our local receipts to a new high of \$8,677,816 in FY82, the amount that had to be raised by taxation dropped by \$5,089,439, and state aid in comparison to state and county assessments rose by a total of \$3,124,593. (Figure 2).

As Figure 3 indicates, the number of non-school, permanent full-time employees gradually decreased

between 1973 and 1981 when a reduction in force through attrition policy was in effect. At the time of the adoption of Proposition 2½ in November, 1980, there had been a reduction of 112 such employees over the period. In the first year of Proposition 2½ (FY82) there was a further reduction of 109 permanent full-time positions. The personnel complement remained stable at 776 in the second year of Proposition 2½ (FY83). The long-term trend with regard to School Department employees is quite different. During the period 1973-1981 there was an increase of 43 permanent full-time positions, a trend which was, of necessity, drastically reversed in FY82 when the School Department was forced to reduce its personnel complement by 124 positions. The department's personnel situation also stabilized in FY83 at 676 positions.

The town's dollar share of employee group insurance, as provided in the current fiscal year, will have increased by approximately 300% over the ten year period. This trend is clearly shown in Figure 4. As I mentioned earlier, group insurance is one of the town's major fixed costs which is not capped by Proposition 2½; if the health insurance segment of this program is not brought under control in the near future, there will unquestionably be a further cutback in town programs and services. The same can be said of the cost of the contributory retirement system which has increased almost five-fold since 1972 although non-contributory pension costs have remained stable (Figure 5).

On a positive note, one of the fixed costs which the town has managed to bring under control in the past few years has been workers' compensation. Prior to 1980, when the town insured its workers' compensation program through a private carrier, the annual premium rose at an alarming rate, finally reaching the sum of \$845,420 in 1980. After a comprehensive study of the problem, the town decided to revert to self-insured status. The program has worked extremely well thus far and the savings have been substantial (Figure 6).

FY84 Fiscal Program

Following the pattern established during the first two years of Proposition 2½, the Selectmen and Executive Secretary set the tone for FY84, which begins on July 1, 1983, by developing a comprehensive fiscal program for the town. It took into account the fact that several of the measures that had brought us through those first two years with as minimal an impact as possible were no longer available to us, and that it would be extremely difficult to adhere to a level-funding budget policy. The program recommended by the Executive Secretary and adopted by the Selectmen on November 23, 1982, was as follows:

"Over the past few weeks the Selectmen have reviewed alternative fiscal schemes for FY84 predicated on possible changes in the town's financial position between now and the date of the Annual Town Meeting in May. After careful analysis, the Board has deter-

mined that we set as the Town of Brookline's fiscal goal a budget reduction of approximately \$450,000 exclusive of the cost of collective bargaining. The manner in which this anticipated deficit will be shared with the School Committee will be resolved shortly in conference with the Committee. The current breakdown of the overall Brookline budget, Town/School, is 66%-34%.

As we begin budget development for FY84, we must be mindful of the fact that several options that were available to us in FY82 and FY83 no longer obtain. Our free cash position should be about normal in FY84, in the area of \$2 million, which means a revenue loss of approximately \$1,250,000. In recent years we have significantly discounted the margin that we had to increase local receipts, which reached an all-time high of \$8,677,721 in FY82. The comparable figure for FY83 is \$7,267,955. It will not be possible, once again, to achieve a meaningful reduction in our fixed costs which we brought down by \$1.5 million last year, and thus were able to level fund almost all budgets. Finally, we estimate that the increase in the tax base due to new development will be a modest \$3 million.

All of the foregoing clearly means that it will be extremely difficult to offset the substantial deficit facing the town in FY84 when the potential cost of collective bargaining is taken into consideration. It is essential in this connection that the cost of settlements be kept at a realistic level in order that town services will not be further reduced. Such an offsetting amount cannot be realized as the result of budget reductions alone but must be derived from a combination of sources. Again this year, the key word that will govern our approach to budget development will be FLEXIBILITY. As we progress through the various stages and as the legislative picture becomes clearer, we will re-examine this fiscal program and make whatever adjustments we deem advisable.

1. A Programmatic Approach to Budgeting

In recent years, when great emphasis was placed on reducing the town's permanent personnel complement, there was a tendency to revert to the old method of reviewing departmental budgets on a line item basis. Very little time was spent in discussing the effects of these personnel reductions on town services or in considering and evaluating the relative value and effectiveness of programs on a town-wide basis. In formulating the FY84 budget and in presenting it to the Selectmen, the administrative staff will be guided by a schedule of program priorities that will take into account budget reductions in the last two fiscal years. At the appropriate time the Board will provide input into this priority-setting process.

All department heads will be requested to intensively evaluate their current programs in terms of their goals, effectiveness and efficiency. As in the past, all sub-programs and elements will be ranked numerically in order of priority, and each activity will be designated as

Figure 1

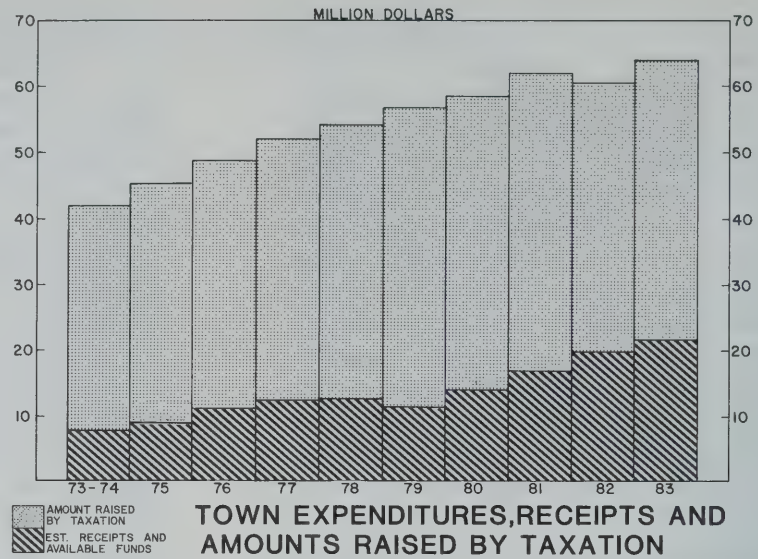


Figure 2

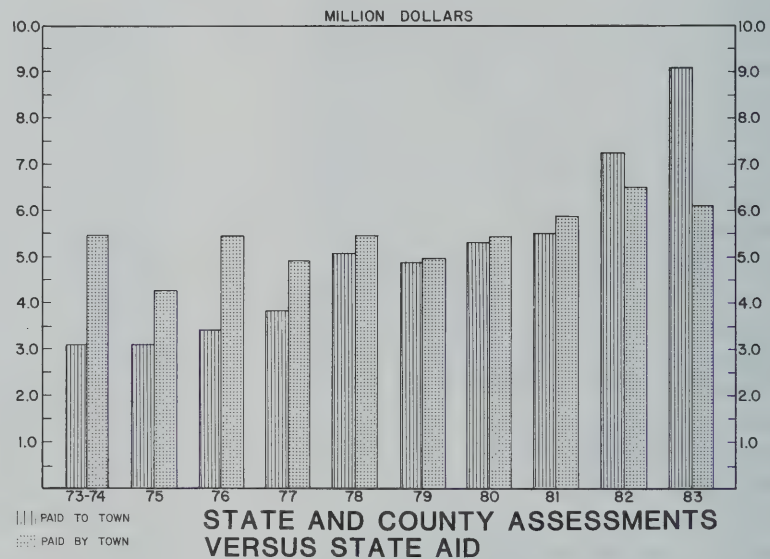


Figure 3

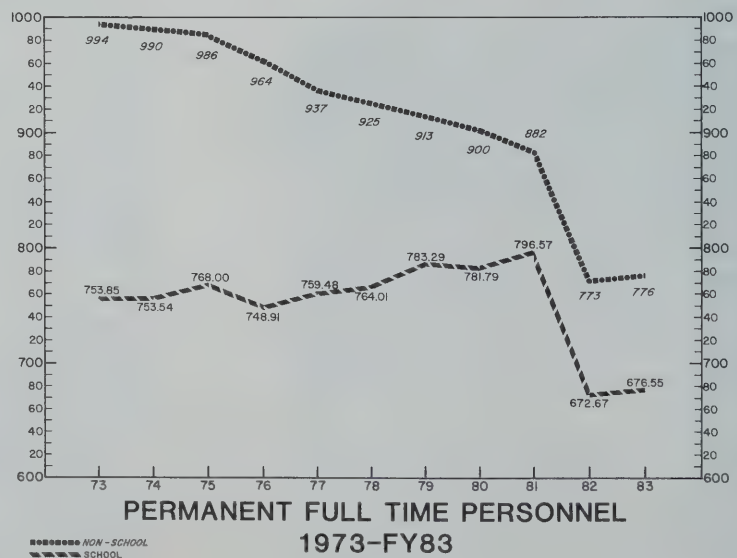


Figure 4

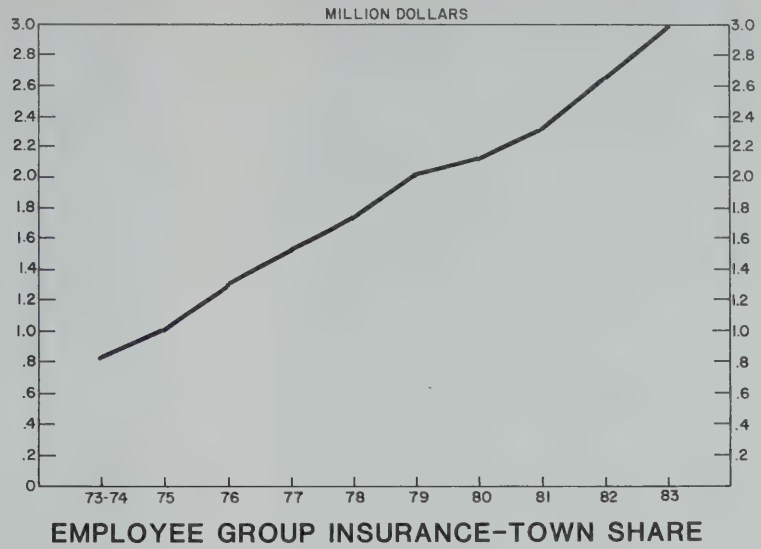


Figure 5

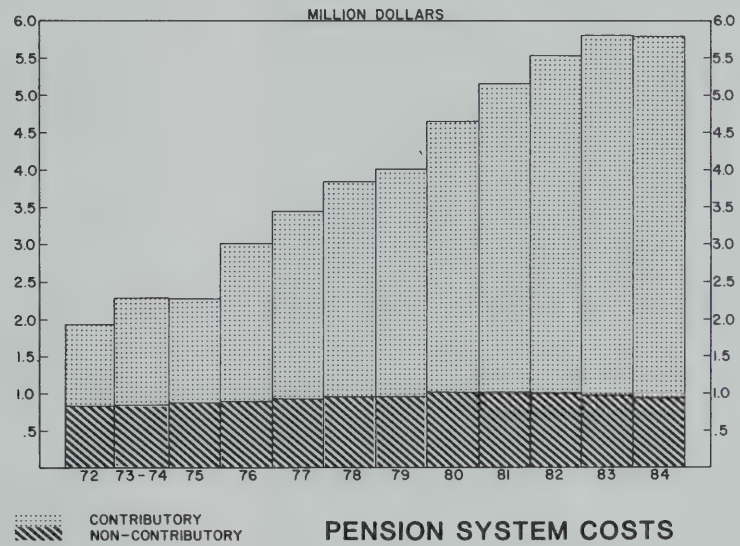
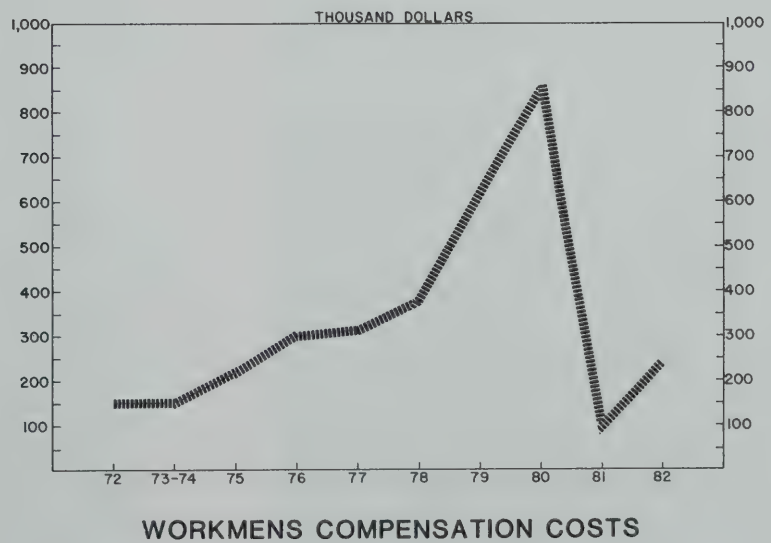


Figure 6



"mandatory", "essential", "desirable", or "optional" in accordance with the following definitions:

Mandatory — Service is an obligatory function that is required by statute or bylaw. Level of service, however, may be discretionary.

Essential — Current level of service is absolutely necessary to the functioning and overall welfare of the town. Funding based on continuing the service at the current or even an increased level.

Desirable — Current level of service or activity is most worthwhile to the town as a whole. Funding based on continuing the service or activity, but at a lower level in an attempt to absorb the effects of inflation and increased costs of personnel.

Optional — Service or activity is not required by statute or bylaw and may often be designed to accommodate and/or support a specific group or facility. Consideration should be given to substantial reduction in, or even elimination of, funding.

Those sub-programs and elements which are quite general, e.g., Public Works — Highway — Cleaning (\$405,217), will be carefully scrutinized to see if there are subsidiary activities or services that can be eliminated or reduced. A list of program budget areas totalling the town's share of the overall fiscal deficit will be developed during the Executive Secretary's budget conferences with department heads. Concomitantly, a schedule of permanent positions which are related to these programs will be drawn up, and, in the event that it should become necessary, an attrition policy can be adopted.

By following the procedure outlined above, the FY84 budget review process should be much more informative and meaningful than it has been in the past — the program budget, to which so much time and effort was devoted in the mid-1970's, could finally become the effective management tool for internal control and planning that was originally envisioned.

2. Revenue Enhancement

Significant progress has been made since the inception of Proposition 2½ in bringing all of our local receipts up to realistic and reasonable levels. Nonetheless, we strongly believe that a concerted effort in this area in FY84, coupled with the adoption of the Massachusetts Municipal Association's proposed local aid policy, may make it unnecessary to implement some of the program reductions referred to above.

We are now projecting an increase of \$500,000 in local receipts. This figure was arrived at by assuming that the present rate of police fine collections would continue, and by calculating a full year of revenue from those fee programs that are included in our FY83 estimates for only a portion of the year. In order to maximize the town's local receipt collection potential, a comprehensive review will be made of all sources of revenue in an attempt to bring all charges up to the

statutory or allowable limit. The anniversary date of each revenue source will be examined with a view to bringing that date closer to the beginning of the fiscal year.

As discussed earlier, the needs of the Information Services Department will be accorded top priority as its ability to service the requirements of our major revenue producing departments in a timely manner is vital. When the Board commences budget reviews in January, we hope to be able to report that our revised estimate for an increase in local receipts is on the order of \$800,000 - \$1 million.

3. Legislative Program

Our final fiscal position in FY84 will depend more than ever on actions taken by the Governor and the Legislature; thus, strong emphasis will be placed on securing passage of those measures which will enhance that position. The Massachusetts Municipal Association has developed a legislative policy package which includes the following items:

- a. Permanent Local Aid Allocation — The permanent allocation of a state revenue source for local aid will be the MMA's major goal in the 1983 session. Since state revenue estimates are calculated well in advance, local officials would have a clear idea of how much local aid to expect early in their budget deliberations. This would finally make possible long-range local budgeting and fiscal planning. Such a change would also remove discussions of local aid from the state budget debate where the issue tends to become a political football. MMA believes it is necessary to allocate permanent local aid at the previous year's level, plus at least 40% of the state's annual increase in revenues, and to distribute this aid in a way that substantially holds harmless the municipalities in the Commonwealth.
- b. Pension Reform — There is a need for an overhaul of the administration of the public employee pension system in Massachusetts. In addition, there have been only fragmented attempts to deal with the question of funding for both state and local pension systems. In 1983 the MMA will reiterate its support for legislation and for regulatory changes that precisely define disability and partial disability, close loopholes that allow abuses, and allow management appeals, among other things. State/local funding for the system would also be part of the package.
- c. Legislation making clear that adoption of Chapter 59, Section 5, Clauses 18C or 37A, which provides additional abatements for minors, the elderly, and the blind, do not wipe out state reimbursements to communities for similar abatements under Clauses 17 or 37.
- d. Legislation to create an MDC Advisory Board composed of local officials on the same model as the

MBTA and county advisory boards, with full appropriation power.

- e. Legislation to maximize collection by local government of automobile excise revenues, possibly using models for collection established by New Hampshire and Maine.

The Association's Fiscal Policy Committee, on which the Executive Secretary currently serves, has agreed to recommend to the MMA Executive Board in December the adoption of a distribution formula that would a) continue the hold harmless feature of Chapter 70; b) hold harmless the additional distribution that all municipalities received for FY83; c) reimburse municipalities that are continuing to reduce levies to the extent of 50% of the required reduction; d) free municipalities with tax rates below \$18 from the Proposition 2½ restrictions but provide them with no new local aid; e) furnish municipalities with tax rates above \$18 with new aid based upon \$10.00 per capita, and f) complement the lottery distribution formula with other factors to more equitably measure a community's fiscal capacity. In this connection, the amount of FY83 local aid and 1982 general revenue sharing funds received by each municipality would be taken into consideration. If the Fiscal Policy Committee's recommendation is endorsed by MMA's Executive Board and is accepted by Governor Dukakis and the Legislature, Brookline would benefit by \$828,000 assuming that new revenue on the order of \$150 million is available for distribution. The proposed formula is probably as fair as any that can be devised and will receive our unqualified support. At the same time, we will strongly oppose any attempt to earmark local aid for education or any other specific purpose.

It appears unlikely that H.6373, a bill that would exempt debt and interest from the Proposition 2½ limitation, will be passed at the current session of the Legislature and receive the Governor's approval. We are advised that MMA will file this legislation again, and it will be supported vigorously as it would make available to us approximately \$3 million, reflecting our present debt service cost, which now must be included within the 2½ calculation.

4. Capital Improvements Program

It had been the town's practice before FY82 to approve capital improvement projects such as replacement of fire equipment; school construction and renovations; park and playground equipment; and water, sewer, drain and street improvements. As a general proposition, we will continue in FY84 the moratorium we established in FY82 on all new projects which would ordinarily be financed from tax revenue. Further, in order to maintain our favorable debt service position, we will look very critically at all bond issue requests and approve only those projects which cannot be postponed. At the time that the CIP is reviewed with the

Planning Board, and if our financial situation has significantly improved, we may give special consideration to projects of high priority.

In this Fiscal Program for FY84 we have focused on those major areas to which we believe priority attention must be directed. It is not intended to be all-inclusive or overly detailed, and makes no reference, for example, to specific budget categories that will be looked at intensively again this year, e.g., energy and group insurance. As we indicated at the outset, throughout the budget development process we will keep open the options that we do have in the hope that the present deficit position will markedly improve over the next several months, and town services and programs will be impacted minimally. The success of our efforts will depend in large part on the ingenuity, cooperation and understanding of all department heads, employee organizations, and members of boards and commissions. With their assistance we should be in a position next May to make budget recommendations to Town Meeting which have been thoroughly considered and have the broadest possible support."

I was pleased to report to the Board within the last two weeks that our deficit position of \$450,000 last November had improved to the point where we could project a surplus of \$1,112,329, exclusive of the cost of collective bargaining. This salutary development reflects the budget actions taken by the Selectmen early in 1983 and their recommendations on articles in the warrant for the May 16 Annual Town Meeting. It also reflects our success in increasing our local receipts estimate to \$905,500 above FY83, bringing our free cash projection to \$2,750,000 rather than \$2,000,000, energy cost savings of \$211,937, and the anticipated local aid from the state of \$764,940. A significant negative factor that recently surfaced is the estimated increase of \$759,850 in our state and county assessments, up from our earlier estimate of \$156,380.

As indicated above, the only major variable yet to be resolved is the cost of collective bargaining. When one considers that each 1% of the town's gross personnel dollars equals \$318,000, the Selectmen's present surplus position of \$1,112,329 is a modest one indeed.

Administrative Staff Changes

1982 was an unusual year in terms of the number of staff changes that occurred within the town administration. One of Brookline's most valued administrators left the town service on August 31 when Margaret F. Mahoney, Deputy Executive Secretary, retired. Miss Mahoney's public service career began in 1949 when she commenced employment as a secretary in the Highway Department. In 1964 she was appointed Assistant to then Executive Secretary Arthur A. O'Shea, and in 1973 I was pleased to appoint her to the newly created position of Deputy Executive Secretary, a position she held with distinction. Throughout her career, which stands as a model for those who work in the field of



Margaret F. Mahoney

government, she was held in the highest regard, not only by the members of the Board of Selectmen and the Executive Secretary, but by the Advisory Committee, Town Moderators, other town boards and commissions, and by the citizens of the town. She possessed an exceptional knowledge of the town government and assisted countless citizens and others having business with the town to find their way around the labyrinth that is the Brookline Town Government.

Miss Mahoney's contributions to the town were recognized at a reception in her honor at Pine Manor College on Sunday, October 31, which the Selectmen designated as "Margaret F. Mahoney Day" in the following proclamation:

WHEREAS, Deputy Executive Secretary Margaret F. Mahoney will be honored by her many friends and associates on Sunday, October 5, 1982, when they will recognize her thirty-three years of dedicated and conscientious service to the Town; and

WHEREAS, to the demanding field of municipal government she brought unsurpassed professional skill, the warmth of a spirit deeply devoted to her community, and exemplified the highest standard of public service; and

WHEREAS, her unusual talents and abilities, her loyalty, and her unfailing courtesy in dealing with the countless number of persons who came to her for assistance, have won for her the respect and admiration not only of her colleagues in the Town government but of all the citizens of the Town as well; and

WHEREAS, it is well that we let Margaret know that her tremendous service is appreciated, that we tell her in so many words that she

has the gratitude of the entire citizenry of Brookline,

NOW THEREFORE, We, the Brookline Board of Selectmen, take cognizance of this outstanding record and proclaim October 3, 1982 as "MARGARET F. MAHONEY DAY"

and join in extending to Margaret sincere best wishes for health and happiness in the years ahead.

The town was fortunate in securing as a replacement for Miss Mahoney, Brian F. Sullivan, who had previously served for six years as Executive Secretary in North Andover. Mr. Sullivan was chosen from a field of approximately 200 applicants when the Selectmen appointed him on January 4, 1983. He brings to Brookline an impressive background in a wide variety of municipal concerns and, in the brief period that he has been with us, has already demonstrated professional skills of a high order.



Brian F. Sullivan

After three and one-half years with the town, Stephen E. Cirillo, Administrative Assistant, Budget & Management, resigned to accept the position of Comptroller with Financial Resources Group, Inc., a private investment firm. Mr. Cirillo's work in the budget area and in general town management was exemplary, and we felt a keen sense of loss at his decision to leave Brookline.

Professional Development

Several department heads and administrators were active in the affairs of their professional organizations during the year or participated in programs which reflected credit on the town.

Edward B. Kelly, Jr., the Town Comptroller, was elected President of the Massachusetts Municipal Accountants and Auditors Association, a post he holds in addition to serving as the President of the Norfolk

County Municipal Finance Officers Association.

Fire Chief James P. Fallon currently serves as the President of the Norfolk County Fire Chiefs Association and as a Director of the Fire Chiefs Association of Massachusetts. Chief of Police George R. Simard attended the Law Enforcement Executive Development Seminar at Quantico, Virginia, an honor that had been extended to only two chiefs from the northeast prior to Chief Simard's invitation.

Shirley Sidd, Treasurer and Collector, was a moderator and discussion leader of a seminar on cash management at the summer conference of the Massachusetts Collectors & Treasurers Association at the University of Massachusetts in Amherst. Mrs. Sidd serves as a member of the association's legislative committee which actively participates in recommending amendments to statutes relating to municipal finance, with particular emphasis on tax laws.

Gerard J. Hayes, Director of Personnel, was appointed as the representative of the Massachusetts Municipal Association on the statutory six-member Massachusetts Personnel Advisory Committee, and

presently serves as Chairman. In addition, Mr. Hayes serves as a management member on the Massachusetts Joint Labor-Management Committee for Police and Fire, a committee with oversight responsibility for public safety employee collective bargaining throughout the Commonwealth.

The Executive Secretary serves as the designee of the Chairman of the Board of Selectmen on the Advisory Board of the Massachusetts Bay Transportation Authority, an agency of great importance to the Town of Brookline, which now pays the third highest assessment in the MBTA district. He also serves on the Massachusetts Municipal Association's Fiscal Policy Committee which, among other things, recommends to the Governor and the Legislature a state aid program for Massachusetts municipalities. The relationships established through these affiliations are most helpful in terms of keeping abreast of current developments, and making our Board of Selectmen's views on various policy issues known to officials and other interested parties who are in a position to influence the ultimate decisions on the same.

TOWN MODERATOR

A new Moderator must be forgiven for an eagerness to mark the beginning of his tenure with innovation. This is particularly true of a new Moderator who has sat as a Town Meeting Member for over 15 years and who contemplated from time to time "what he would do" if he were ever in the Chair. Fortunately, the system permits a new Moderator the right to innovate without in any way reflecting on the admirable work of his predecessor. Thus, I began my tenure by asking Judith Smith, Mark Michelson, and Samuel Shaw, three seasoned Town Meeting Members, to advise on two difficult questions. First, what is an appropriate priority for selecting among persons wishing to address the Town Meeting? Second, should there be restrictions on last minute changes to Warrant articles?

After consulting with the Smith Committee, I have taken the position that elected Town Meeting Members should have the first priority in addressing the Town Meeting. If debate is permitted to continue after all Town Meeting Members have spoken, then voters of the Town will have the next priority. Finally, with the consent of the body, non-voters will be permitted to address the Town Meeting. The foregoing is subject to one important exception: Any person directly and substantially affected by the outcome will be given high priority. For these purposes, a member of a neighborhood group is not directly and substantially affected by a proposed rezoning of a parcel in that neighborhood, but the person owning the parcel is. In addition, high priority will be accorded an expert whose views are important in supplying the Town Meeting with relevant information. (The architect for a developer of a parcel which is the subject of rezoning would be an example). Having established these priorities, I have also asked that no speaker expect more than five minutes before the microphone, in the hope that we can hear all arguments before a motion to close debate occurs.

With respect to the second question, I have taken the position that, while we encourage amendments to be submitted early and in writing, to prohibit last minute amendments would be to deny the efficacy of debate. I believe that debate should change peoples' minds and should reveal weaknesses and even wrongheadedness with respect to the main motion. The ability to amend may correct those faults. On the other hand, if the change comes at the last moment and is complex, I urge that the person perceiving the faults of the main motion move to commit the matter to give us all the opportunity to have the issue thoughtfully considered and presented at a subsequent Town Meeting without flaws.

These matters of procedural change are on the whole modest. What was of greater significance to a new Moderator was the strengthening of the Advisory Committee. The Advisory Committee is to Town Meeting what the Rules Committee, Ways and Means Committee, and all the other standing committees are to the U.S. House of Representatives. It is an essential part of the genius of New England Town Meeting government. Were it not to exist, the only organized source of information available to the Town Meeting Member would be the information released by the Selectmen and the officers of the executive departments of the Town. A broadly-based legislative body, relying on the executive body for its information, can hardly act as a check and balance on the executive body. Thus, our wise predecessors created an independent committee of the Town Meeting which would, when functioning as intended, present to Town Meeting reliable and relevant information enabling the Town Meeting to do its work. The Advisory Committee, organized under the Chairmanship of Jeffrey Allen in July of 1982, has been functioning as intended and I am proud of the important contribution that the Committee makes to the Town Meeting process.

TOWN MEETINGS

HIGHLIGHTS

Special Town Meeting February 3, 1982

Town Meeting Members were called early on in 1982 to take up a thirteen article warrant for this Special Town Meeting. Justin L. Wyner, Moderator, was praised and applauded by the membership for his twelve years of service as Moderator of Brookline Town Meetings.

1982 Annual Town Meeting

Carl M. Sapers, elected as Moderator on April 6, 1982, called to order the Annual Town Meeting on Tuesday, May 11, 1982. Following the procedure of the 1981 Annual Town Meeting, this meeting was adjourned until June 17, 1982. Invocation was given by Father Donohoe, Pastor of St. Lawrence Church and newly appointed Chaplain of the Brookline Fire Department. The first verse of the Star Spangled Banner was sung by the audience. The Warrant for the Annual Town Meeting contained eleven articles.

Special Town Meeting May 11, 1982

A forty-five article warrant for this Special Town Meeting was dissolved in two sessions, May 11 and May 13, 1982.

Special Town Meeting June 17, 1982

Prior to finishing the business of the 1982 Annual Town Meeting, Town Meeting Members were requested to deal with a ten article warrant for this Special Town Meeting, which along with the Annual was dissolved the same evening.

Special Town Meeting October 5, 1982

Seven articles in the warrant for this Special Town Meeting were completed in just under three hours by Town Meeting action.

Special Town Meeting November 9, 1982

In closing out another busy, active year, Town Meeting Members met on November 9 and November 16, 1982 and disposed of a fifteen article warrant.

SUMMARY OF ACTIONS TAKEN

Special Town Meeting February 3, 1982

Article 1. **Water Division Feasibility Study, Acceptance of Report of Chisholm Washington Associates, Inc.** VOTED: To indefinitely postpone action under Article 1.

Article 2. **Water Division Facility: Site Selection, Funding, etc.** VOTED: To indefinitely postpone action under Article 2.

Article 3. **Zoning Bylaw Amendments.** VOTED: To indefinitely postpone action under Article 3.

Article 4. **Zoning Bylaw Amendment - B-2 Parcel Map Change.** VOTED: To indefinitely postpone action under Article 4.

Article 5. **Zoning Bylaw Amendment - Flood Insurance Program (Sec. 4.30).** VOTED: To amend Section 4.30, other principal uses 49A and 49B as recommended under Article 5.

Article 6. **Zoning Bylaw Amendment - Newton**

Street Map Change. VOTED: To amend the Zoning Map by changing Block 411, Lot 2 from S-10 to S-15.

Article 7. **Community Development Block Grant FY-83 Program.** VOTED: A C.D. Program Base Budget of \$1,300,000. and a C.D. Program Addback Proposal of \$92,000.

Article 8. **Unpaid bills of prior years.** VOTED: That the town appropriate and transfer from surplus revenue \$603.16 to pay the unpaid bills listed in Article 8.

Article 9. **Appropriation of Funds from the Traffic Fines Account.** VOTED: To appropriate and transfer \$23,304 from the Traffic Fines Account, to defray the cost of administering the Traffic Fine System until June 30, 1982.

Article 10. **Amendment to Town Bylaws relating to the Advisory Committee - Article 1, Sections 3a and 3b.** VOTED: To amend Article 1 of the Brookline Bylaws by deleting Sections 3a and 3b and by replac-

ing them with the language recommended in Article 10.

Article 11. Amendment to Town Bylaws - Article XXXVIII, Rent and Eviction Control, Section 3(h) and Section 9A(c) (By petition). VOTED: To amend Section 9A(c) in the words of Article 11, Number II, and to add a new subsection (a 1/2) after subsection (a) of Section 9A of Article XXXVIII as proposed in the supplement numbered 3 under Article 11.

Article 12. Legislation - An act exempting retirement costs in the town from limits set forth in General Laws, Chapter 59, Sec. 21c. VOTED: To authorize and approve the filing of a petition with the General Court in substantially the form offered by the vote of the Advisory Committee on page 12-2.

Article 13. Legislation - An act providing for the removal of elected members of the Brookline Housing Authority (By petition). VOTED: By a counted vote, one hundred four (104) recorded as in favor, sixty-two (62) recorded as opposed, that the petition filed pursuant to the vote on Article 6 of the Special Town Meeting held Tuesday, November 17, 1981 be withdrawn, and to authorize and approve the filing of another petition with the General Court substantially in the words of the vote offered by the Advisory Committee on pages 13-4 and 13-5 in the combined report on the Articles.

Annual Town Meeting May 11, 1982

Article 1. Wood and Bark, measurers of. VOTED: That the number of measurers of Wood and Bark be two, to be appointed by the Selectmen.

Article 2. Temporary Borrowings. VOTED: To authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1982.

Article 3. Classification and Pay Plans, Amendments. No motion offered under Article 3.

Article 4. Annual Appropriation Vote. VOTED: To adopt an operating budget for fiscal year 1983 in the amount of \$53,840,250.

Article 5. Unpaid bills of prior years. VOTED: To authorize payment of the unpaid bills of previous years, listed in Article 5, in accordance with General Laws, Chapter 44, Section 64, and raise and appropriate \$1,957.55 to pay the same.

Article 6. Special Appropriations to be applied to fund the principal on bonds in Article 4 of this Annual Town Meeting: 73-624, Construction, Lawrence School, \$960.18 and 73-625, Addition, Main Library, \$419.

Article 7. Energy Conservation, building modifications and consultant fees (\$725,000). VOTED: To appropriate \$628,000 to be expended under the direction of the Board of Selectmen, upon recommendation of the Energy Conservation Study Committee,

for energy conservation and alternative energy improvements to Brookline public buildings and facilities and to meet the appropriation to authorize the treasurer, with the approval of the Selectmen, to borrow \$628,000 under General Laws, Chapter 44, Section 7 (3B), as amended, and authorize the Selectmen to apply for, accept and expend federal and state aid and financial assistance or reimbursements therefor.

Article 8. Repair, reconstruction and resurfacing of Newton and Beacon Streets, part of (Chapters 351 and 732, Acts of 1981) (\$267,916). VOTED: To raise and appropriate \$267,916 to be expended by the Commissioner of Public Works, with the approval of the Board of Selectmen, for the repair, reconstruction and resurfacing of Newton and of Beacon Streets, and/or any other approved street, said sum to be totally reimbursed from the Commonwealth as provided under Chapters 351 and 732 Acts of 1981.

Article 9. Reports of Town Officers and Committees. No motion offered under Article 9.

Article 10. Available funds. No motion offered under Article 10.

Article 11. Borrowing. No motion offered under Article 11.

Special Town Meeting May 11, 1982

Article 1. Community Development Block Grant Funds, Reallocation of FY 1982 Funds. VOTED: To request and authorize the Selectmen to amend the fiscal 1982 C.D.B.G. Program by reallocating certain portions of the funding therein in accordance with the vote offered, in supplement #1 of Article 1, by the Advisory Committee.

Article 2. C.D.B.G. Funds - Allocation of unspent FY82 Funds for the handicapped to the Department of Public Works (By petition). VOTED: No action under Article 2.

Article 3. U.D.A.G. Project - Appropriation of available funds. VOTED: That the town appropriate and transfer the interest received as a result of the investment of the proceeds of the existing short term borrowings for the B-2 Parcel in the Urban Development Action Grant (U.D.A.G.) project.

Article 4. Solid Waste Disposal Facilities, authorization to contract for. VOTED: To refer Article 4 to the Selectmen for review and report at the June 1982 Special Town Meeting.

Article 5. Zoning Bylaw Amendment, Section 5.11(b). VOTED: To refer Article 5 to the Selectmen for review and report at the Special Town Meeting to be held within the Annual Town Meeting on June 17, 1982.

Article 6. Zoning Bylaw Amendment, Section 4.30 to insert new Use 20A. VOTED: To refer back to the Board of Selectmen to report back at the Fall Special Town Meeting.

Article 7. Amendment to Town Bylaws - Article

IV - Contracts by Town Officers, Section 6 (Proposals) in the words of Article 7.

Article 8. Amendment to Town Bylaws - Article XXXV - Food Vendor's License. VOTED: To amend the Bylaws of the Town of Brookline by adding a new Section 7, in Article XXXV to read as in the words of Article 8 of this Warrant.

Article 9. Amendment to Town Bylaws - Article XXXVIII, Rent and Eviction Control, Section 3(b) -(By petition). VOTED: That the Town amend Section 3(b)(7) in Article XXXVIII, Rent and Eviction Control, of the Town Bylaws to read as recommended in Article 9.

Article 10. Amendment to Town Bylaws - Article XXXVIII - Rent and Eviction Control, Section 3 -Definitions. (By petition). A motion to amend Article XXXVIII - Rent and Eviction Control in the Town Bylaws as set forth in Article 10 was defeated by a roll call vote, 77 in favor, 153 opposed and 2 present.

Article 11. Amendment to Town Bylaws, Article XXXVIII - Rent and Eviction Control, by adding to Section 9A. VOTED: By a counted vote, 180 in favor, 30 opposed, to refer back to the Board of Selectmen to report back June 17, 1982.

Article 12. Building Code - Amendments to Section 118.3 - Schedule of Fees. VOTED: To amend the Building Code, as adopted by the town April 13, 1972, by amending Section 118.3 Schedule of Fees, as recommended in Article 12.

Article 13. Extension of Fire Department inspection fees. VOTED: To authorize and empower the Selectmen to continue the fees for Fire Department inspection services established in accordance with the vote under Article 5 in the warrant for the April 1981 Special Town Meeting.

Article 14. Common Victualler and Innholders, increase of annual license fee. VOTED: To authorize and empower the Selectmen to increase the license fee for Inns and Eating Establishments from \$25.00 to \$50.00 per annum.

Article 15. Acceptance of Chapter 743 of the Acts of 1981. VOTED: To accept Chapter 743 of the Acts of 1981 which provides, in essence, real estate exemptions for certain elderly taxpayers and certain surviving spouses and minors.

Article 16. Legislation - entitled "An Act authorizing the Board of Selectmen for the Town of Brookline to appoint Glen D. Taggart as a Police Officer in the Brookline Police Department," filing of. VOTED: To authorize and approve the filing of a petition with the General Court in substantially the form as worded in Article 16.

Article 17. Legislation - entitled "An Act to authorize the Town of Brookline to regulate handguns," filing of. VOTED: Favorable action to authorize the filing of a petition to the General Court in substantially the language of Article 17 by a roll call vote, 116 yes, 90 no and 2 abstain.

Article 18. Legislation - Acceptance of Section 33A of Chapter 138 relating to the sale of alcohol-

ic beverages. VOTED: No action under Article 18.

Article 19. Legislation - entitled "An Act relative to the use of certain land in the Town of Brookline within residential districts." VOTED: By a counted vote, 100 favor, 42 opposed, to approve the filing of a petition to the General Court in substantially the form recommended in Article 19.

Article 20. Amendment to Town Bylaws - Article XXII - Dog control (By petition). VOTED: No action.

Article 21. Name plates (By petition). VOTED: No action.

Article 22. Department Heads, Administrators, 5% cut. (By petition). VOTED: No action.

Articles 23 through 45, (All petition Articles) were taken under one vote, and no action was voted on Articles 23 through 45 inclusive.

Special Town Meeting June 17, 1982

Article 1. Zoning Bylaw Amendment, Section 5.32(a)(1) Height Bonus. VOTED: To amend Section 5.32(a)(1) of the Zoning Bylaw in order to eliminate the height bonus in business districts by inserting the word "residential" before the word "district" in the first line.

Article 2. Zoning Map Amendment - U.D.A.G. B-2 Marsh Project Parcel. VOTED: To amend the Zoning Map by including within the G-2.0 General Business District the area as identified in the 1980 Atlas of the Town of Brookline, described as all lots in Blocks 138 and 138A.

Article 3. Water Division Feasibility Study, acceptance of report of Chisholm Washington Associates, Inc. VOTED: To receive and place on file without ratification of any action taken or authorization of any action proposed, the report, and all supplements filed therewith.

Article 4. Water Division Facility - Plans and Specifications, funding of (\$65,000). VOTED: To appropriate \$65,000 to be expended under the direction of the Building Commission, with the approval of the Selectmen, for the costs of plans for a new Water Division Facility, and VOTED: To instruct the Building Commission to develop an alternative which provides for the vehicle storage area to be unheated.

Article 5. Water Division Facility - Rescission of prior authorization of funding. VOTED: To rescind the vote adopted under Article 4 of the Warrant for the December 12, 1979 Special Town Meeting.

Article 6. Zoning Bylaw Amendment, Section 5.11(b) - Cluster Development. VOTED: To refer the matter of Article 6 to the Selectmen for review and report to the next Town Meeting. (Ruth D. Dorfman recorded as not voting under Article 6).

Article 7. North Brookline Strategy Area boundary, extension of (By petition). VOTED: To extend the boundary of the North Brookline Neighborhood Strategy Area to include all properties abutting Ather-

ton Road.

Article 8. **Amendments to Town Bylaws - Articles XXXVIII and XXXIX.** VOTED: To refer Article 8 to the Selectmen for review and report to the Fall Town Meeting.

Article 9. **Amendment to Town Bylaws - Article XXXVIII, Rent and Eviction Control.** VOTED: To refer Article 9 to the Selectmen for review and report to the Fall Town Meeting.

Article 10. **Report of Officers and Committees.** No motion was offered under Article 10.

Special Town Meeting October 5, 1982

Article 1. **Collective Bargaining Agreements, funding of.** VOTED: To amend and fund the classification and pay plan as recommended in the votes offered by the Board of Selectmen under the First Article.

Article 2. **Marsh Urban Renewal Project B-2 Parcel, development of, authorization to borrow.** VOTED: That the town appropriate \$1,880,000 to be expended under the direction of the Board of Selectmen for the development of the Marsh Urban Renewal Project B-2 Parcel for costs and related expenses pertaining to acquisition and relocation.

Article 3. **Zoning Bylaw Amendment - Section 5.11(b), Cluster Development.** VOTED: To refer the matter of Article 3 to the Selectmen for insertion in the Warrant for the November 9 Special Town Meeting.

Article 4. **Resolution - Reinstatement of Death Penalty (By petition).** VOTED: To adopt the resolution proposed by the petitioners in the words of Article 4.

Article 5. **Amendments to Town Bylaws - Articles XXXVIII and XXXIX. (By petition).** VOTED: To refer Article 5 to the Selectmen for review and report to the November 9 Special Town Meeting.

Article 6. **Cable Television Headend site, use of Town-owned land.** VOTED: To authorize and empower the Selectmen to use a portion of the incinerator area, so-called, located on the northerly side of Newton Street for a headend site for cable television.

Article 7. **Appropriation of available funds.** No motion was offered under Article 7.

Special Town Meeting November 9, 1982

Article 1. **Unpaid bills of prior years.** VOTED: To authorize payment of the unpaid bills of previous years set forth in Article 1, in the amounts indicated therein, and raise and appropriate \$81,841.79 to pay the same.

Article 2. **Water Division Facility, construction and relocation of, appropriation of funds.** VOTED:

No action under Article 2.

Article 3. **MATEP Legal Fund, Legal and Engineering Expenses.** VOTED: That the Town raise and appropriate twenty-eight thousand dollars (\$28,000) to be expended under the direction of the Selectmen for legal services and other expenses for the MATEP litigation.

Article 4. **Amendments to Town Bylaws - Articles XXXVIII and XXXIX.** A motion for favorable action under Article 4 was defeated by a roll call vote.

Article 5. **Amendment to Town Bylaws - Article XXXVIII.** VOTED: No action under Article 5.

Article 6. **Amendment to Town Bylaws - Article XXXVIII.** VOTED: To amend Article XXXVIII of the Town Bylaws as recommended and amended in the words of Article 6.

Article 7. **Amendment to Town Bylaws - Article XXXIX.** VOTED: To amend Article XXXIX of the Town Bylaws in the words of, and as amended, Article 7.

Article 8. **Amendment to Town Bylaws - Article XXXVIII - Rent and Eviction Control.** VOTED: No action.

Article 9. **Zoning Bylaw Amendments.** Eight sections of the Zoning Bylaws were amended under Article 9 with favorable action voted upon the eight recommended votes by the Board of Selectmen.

Article 10. **Sign Bylaw Amendment - Section 6 -Nonconforming Signs.** VOTED: To amend Article XXIII of the Town Bylaws by changing the lettering of paragraphs in Section 6 and inserting a new paragraph (a) as recommended by the Selectmen.

Article 11. **Amendment to Town Bylaws by adding restriction of smoking in restaurants.** VOTED: To amend the Bylaws of the Town by adding a new Bylaw, to be numbered by the Town Clerk, entitled: "Restriction of Smoking in Restaurants", in the words of Article 11, as amended.

Article 12. **Amendment to Town Bylaws, add a section relative to water and sewer bills.** VOTED: That the Town amend Article VII of the bylaws of the Town of Brookline by adding thereto a new Section 8, to read as printed in Article 12.

Article 13. **Lost Pond Conservation Proposal.** VOTED: That the Town transfer the care, custody, management and control of the Town-owned land "Lost Pond" to the Conservation Commission, under G.L. c. 40, s. 8c.

Article 14. **Appropriation of Available Funds.** VOTED: That the sum of \$3,400,000 be transferred from surplus revenue for the purpose of reducing the tax rate for the fiscal year July 1, 1982 to June 30, 1983.

Article 15. **Reports of Town Officers and Committees.** VOTED: That the report of the Committee on Town Organization and structure concerning planning and development functions in the Town be accepted.

1982 TOWN MEETING MEMBERS ATTENDANCE RECORD

Precinct	Name	Eligible to Attend	Attended	Precinct	Name	Eligible to Attend	Attended
03	Betsy F. Abrams	7	7	13	James M. FitzGibbons	7	6
03	Robert T. Abrams	7	7	06	Daniel F. Ford	7	5
13	David Adelson	7	6	03	Terence H. Forde	7	5
03	Albert L. Allen	7	7	15	Albert M. Fortier, Jr.	7	7
01	Jeffrey P. Allen	7	7	12	Gertrude C. Freedman	7	7
12	Benedict S. Alper	7	7	02	Lillian J. Freedman	7	7
14	Constance S. Austin	7	7	01	Joan J. Fried	7	6
16	Carl E. Axelrod	7	5	05	Edward N. Gadsby, Jr.	6	3
02	David Bachrach	7	5	02	Carol Gelb	7	7
AL	Jack H. Backman	7	6	16	Albert Gerte	7	7
04	John T. Bain	7	7	11	Phyllis D. Giller	7	6
06	John Bassett	7	7	08	Marjorie Glazer	6	6
14	James J. Baxter	7	7	16	Marilyn Glick	7	6
05	Chris Beasley	7	7	07	Diane L. Glickman	7	7
11	Jules Leonard Becker	6	6	01	Linda G. Golburgh	7	7
13	Richard W. Benka	7	7	09	Alex Gold-Pitegoff	7	6
11	Robert Bernheimer	7	6	09	Linda Gold-Pitegoff	6	3
10	Patricia E. Bernstein	7	7	AL	Stephen B. Goldenberg	7	7
09	Jo Ann Blumsack	7	5	08	Herbert N. Goodwin	7	7
08	Craig Bolon	7	7	08	Rhoda S. Goodwin	7	7
08	Judith B. Bolon	7	7	02	Betty J. Grossman	7	5
16	Burton Boxenhorn	7	6	07	Eva M. Grubinger	7	4
14	Standish Bradford, Jr.	7	6	10	Miriam C. Gutmann	7	7
07	Phyllis Bram	7	7	16	Shalom Haase	7	7
11	Michael M. Brasman	6	6	01	Ferris M. Hall	7	7
14	Harriet Sussman Bremner	7	5	15	John M. Hall	7	6
15	Harrison P. Bridge	7	7	16	Ethel Halperin	7	7
10	Roy Howard Brown	7	6	16	Theodore Halperin	7	7
04	Dorothy Bruno	7	6	13	Bruce W. Hamblin, Jr.	7	6
01	Sylvia G. Brussel	6	6	05	Mary J. Harris	7	7
10	Milton Budoff	7	5	10	Dorothea Hass	6	6
AL	John A. Businger	7	6	14	Dorothy M. Heffernan	7	6
05	Francis P. Cavanaugh	7	5	10	Deborah B. Henry	7	5
02	Robert H. Chamberlin	6	5	05	Joan Hertzmark	7	7
12	Sumner J. Chertok	7	7	06	Francis J. Hickey	7	7
01	James E. Cockfield	7	7	15	Elizabeth M. Hirshom	7	7
15	Barbara J. Coffin	7	6	15	William I. Hirshom	7	6
14	Juan M. Cofield	7	5	04	Nadine Houston-O'Bannon	6	6
16	Abbe Cohen	7	7	10	Anne A. Jackson	7	7
07	Norman B. Cohen	7	6	04	Myrna Kahn	6	6
05	David A. Coleman	7	7	12	Arthur Kalotkin	6	6
15	Francis R. Collins	7	5	03	Paul A. Kantrowitz	7	6
05	Thomas P. Condon	7	1	16	Bernard S. Kaplan	7	6
12	John Connorton	6	6	07	Deborah L. Kaplan	7	7
04	Anne L. Conway	7	7	06	Eliot M. Kaplan	7	7
05	Kathleen Corrigan	7	7	13	Haskell A. Kassler	7	2
05	William M. Corrigan	7	6	13	Estelle Katz	7	7
14	Julia D. Cox	7	7	13	Jonathan M. Katz	7	7
07	Christopher J. Crowley	7	6	03	Pauline Ponnice Katz	6	6
04	J. Mildred Crowley	7	7	12	Garabed Kayakachioian	7	7
01	Bertram J. Dane	7	6	11	Kathryn S. Kirshner	7	7
08	George Dargo	7	6	08	Eli Korisky	7	3
07	Martha L. Davison	7	7	10	Robert Kramer	7	6
15	Luster T. Delany	7	5	11	Dorothy I. Krinsky	7	6
15	Marguerite S. Delany	7	6	03	Sanford Kurtz	1	1
07	Linda A. Dell	7	1	12	Joan B. Lamphier	7	7
01	Susan E. DeLong	7	7	11	Tania R. Langerman	7	5
06	Thomas J. Dillon	7	4	06	Virginia W. LaPlante	7	6
05	John J. Doherty	7	7	14	Mary E. Larkin	7	5
14	Frances M. Donovan	6	5	04	Steven M. Leibowitz	6	6
15	Ruth D. Dorfman	7	7	10	E. Albert Levine	7	7
06	Carl Dreyfus	7	7	08	Adriane G. Levy	7	6
05	Margaret Driscoll	7	7	08	Ralph B. Levy	7	7
01	Jacob P. Drukman	7	5	12	Patricia C. Libbey	7	7
03	Marion E. Dubbs	7	7	02	Doris J. Lipson	7	6
06	Edward J. Dwyer	7	4	02	Robert L. Lipson	7	6
10	Richard W. Eivers	6	6	02	Joyce Lee Malcolm	6	6
14	Walter E. Elcock	7	6	13	Jane B. Manly	7	6
07	Marvin A. Feinman	7	7	04	Charles W. Manning, Jr.	7	6
13	Jonathan S. Fine	7	7	09	Claudette J. Markell	7	6
16	Mary Firestone	7	6	15	Harry L. Marks	7	4

Precinct	Name	Eligible to Attend	Attended	Precinct	Name	Eligible to Attend	Attended
02	Judith E. Mason	7	7	12	Laura B. Schlesinger	7	7
06	Robert J. McCain	7	7	12	James W. Schlesinger	7	7
14	Peter M. McDonald	6	6	09	Henry Schwartz	7	4
04	Stephen B. McDonnell	7	7	02	Barbara C. Scotto	7	7
05	John P. McElroy	7	7	16	Michael S. Selib	7	7
12	Patricia L. Meaney	7	5	13	Barbara M. Senecal	7	6
06	Virginia Burke Meehan	6	6	08	Zvi A. Sesling	7	7
AL	Michael W. Merrill	7	6	11	Frederick S. Sharff	7	6
13	Mark A. Michelson	7	6	11	Shirley Ann Sharff	7	6
08	Peter B. Miller	7	7	15	Francis G. Shaw	7	5
14	Donald J. Moore, Jr.	7	2	03	Samuel E. Shaw II	7	7
04	Daniel J. Moroney	7	5	04	Mary L. Shea	7	7
05	Francis M. Moroney	7	1	11	Joel D. Shield	7	7
01	Alan R. Morse, Jr.	7	7	01	Melvin R. Shuman	7	6
01	J. Robert Morse	7	6	12	Stanley Shuman	7	7
01	Stephen R. Morse	7	6	AL	Shirley Sidd	7	7
04	Thomas H. Mulvey	7	7	16	Richard A. Siegel	6	5
11	Grace M. Norman	7	7	10	Stanley T. Siegel	7	5
11	Myron Norman	7	4	09	Albert A. Silverman	7	5
AL	Edward Novakoff	7	5	13	Judith A. Smith	7	6
10	Elaine L. Novakoff	7	4	09	Frank I. Smizik	6	6
07	Louis I. Novakoff	7	6	08	Lester S. Snierston	7	6
04	Kevin M. O'Boy	7	4	02	Stanley L. Spiegel	7	5
05	Phyllis R. O'Leary	7	6	12	Shirley Spinetta	6	5
14	Patricia Ostrander	7	7	08	Stacy Spitzen	7	6
06	Gerald S. Parker	7	4	14	Shepard A. Spunt	7	7
03	Daniel G. Partan	7	6	04	Marcia Stein	7	7
07	Dianne Patt	7	4	AL	Robert M. Stein	7	6
02	Chester A. Pearlman, Jr.	7	6	03	Aron Steinberg	7	6
02	Edith G. Pearlman	7	6	02	Meyer Stern	7	6
09	Ethel F. Pepper	7	6	09	Roger W. Stern	7	6
06	Joan E. Pollard	7	6	AL	William F. Sullivan	7	7
12	Elizabeth S. Pollock	7	7	16	Max Swartz	7	7
07	Martin H. Rabinovitz	7	7	10	Max M. Tisser	7	7
09	Stanley N. Rabinovitz	7	2	11	Anne Connolly Tolkoff	7	7
05	Robert A. Regan	7	7	09	Gerald M. Tuckman	6	6
15	Margaret S. Richardson	7	6	03	Ann M. Wacker	7	3
01	Michael Robbins	7	7	13	Claire R. Waldman	7	6
04	Thomas C. Robinson	7	4	14	Gerard J. Walsh	6	5
12	David M. Rodman	7	7	06	Patrick J. Ward, Jr.	7	6
11	Ada F. Roachvard	7	6	10	Sidney Weinberg	7	6
07	Bernice Rosenbaum	6	4	16	Cheryl S. Weinstein	6	6
08	Charles S. Rosenblatt	7	7	02	Russell T. Werby	7	5
AL	Ronald F. Rosenblith	7	4	10	Henry T. Wiggins	7	7
09	Martin R. Rosenthal	7	7	01	Thomas B. Williams, Jr.	4	4
09	A. Joseph Ross	7	7	03	Jay A. Winsten	7	6
11	Steven Rothstein	7	5	03	Richard A. Yoder	6	6
15	Deborah D. Rudman	7	7	03	Bruce R. Young	7	6
15	Michael A. Rudman	7	5	08	Abraham J. Zimmerman	6	5
16	Phyllis G. Ryack	7	7	07	Seymour A. Ziskend	7	7
09	Esther G. Saloman	7	7	06	Natalie G. Zuckerman	7	5
AL	Carl M. Sapers	7	7	06	Walter Zuckerman	7	7
13	Joseph I. Sargon	7	7	AL	Justin L. Wyner	1	1
01	Stefanie P. Scheer	6	6				

GENERAL GOVERNMENT

Town Clerk

On February 3, 1982 Town Meeting Members met at the High School Auditorium and completed a thirteen article Special Town Meeting in one session.

The Annual Town Election was held on Tuesday, April 6, 1982, a day on which a blizzard occurred so early in the spring, with 19% of the Registered Voters casting their votes despite the bad weather.

The Annual Town Meeting was held on May 11, 1982 with the appropriation vote being put off until June 17, 1982. Similar to the action taken in 1981, the Town Meeting Members disposed of a forty-five article Special Town Meeting held within the Annual Town Meeting on May 11th.

A ten article Special Town Meeting was held at 8:00 P.M. on Thursday, June 17, 1982 and was completed at 11:12 P.M. the same evening.

Seven articles in a Special Town Meeting on Tuesday, October 5, 1982 were handled in just under three hours in the same evening.

Town Meeting Members then completed a busy year by disposing of a fifteen article Special Town Meeting in two sessions, November 9 and November 16, 1982.

There were 412 Births recorded for the year, pending final results from the City of Boston. There were 528 Deaths recorded, pending final results. There were 602 Marriage Intentions filed during 1982 and 575 Marriages recorded.

Department receipts for the Calendar Year totaled \$58,455.50, consisting of the following:

Conservation Licenses	\$16,001.05
Dog Licenses	8,960.75
Certified Copies	9,595.10
Marriage Licenses	5,983.00
Commercial Code Filings	5,980.00
Business Certificates	1,553.00
Gasoline Permits	96.00
Miscellaneous Receipts	4,730.10
Board of Appeals	5,556.50
GRAND TOTAL	\$58,455.50

Conservation Licenses

Fish and Game Licenses	
issued during 1982	\$16,001.05
Paid to Division of Fisheries and Game	15,365.75
Paid to Town Treasurer	635.30
TOTAL FISH & GAME	\$16,001.05

Registrars of Voters

The Annual Town Election was held on April 6, 1982, during a blizzard, and the Registrars recorded a total of 30,789 Registered Voters.

Mr. James M. Berenson was appointed to the Board of Registrars by the Board of Selectmen on June 1, 1982 to serve the remaining term of the late Robert C. Cochrane, Jr.

On November 19, 1982 the Board held a recount of

the Election of State Representative, November 2, 1982 State Election, in the 11th Suffolk District, Precincts 12 through 16 of the town of Brookline.

The town census for 1982 was 55,007, a decrease of 2,031 over the year 1981.

The Board at its Annual Organizational meeting unanimously elected Robert J. Wong, Chairman, for the ensuing year.

Town Counsel's Office

Town Counsel, Associate Town Counsel and a legal secretary/paralegal comprised the staff of the Town's legal department in 1982. In addition to a law student research assistant eligible for federal work-study funding, Town Counsel's Office continued to participate in the clinical program of the Boston College environmental Law Review, with two law review staff members engaged in legal research for our office, at no cost to the town.

In 1982, Town Counsel's Office devoted a substantial part of its time to representing the town's interests in litigation — actual law suits — in which the town is a party. Every year Town Counsel's Office defends tort and civil rights actions brought against town employees, constitutional challenges to town by-laws, appeals from zoning board decisions, eminent domain proceedings, workers' compensation and special edu-

cation cases, and numerous personal injury and property damage suits.

In addition, counsel brings suit on behalf of the town in a broad range of cases, including appeals from state administrative decisions and actions to enforce town by-laws and regulations. For example, during the past year the town brought actions against a local movie theater and private psychiatric hospital to seek judicial resolution of disputes concerning their operation.

Town Counsel's Office investigates and where appropriate attempts to resolve claims against the town and its employees prior to commencement of litigation.

On behalf of the Treasurer's Office, Town Counsel's Office pursued foreclosure proceedings in the Land Court and recovered delinquent real estate taxes and interest. Through our police investigator's efforts, our office also recovered \$41,986 for damage to town

property.

Another significant function of our office is to provide legal advice and assistance to the Board of Selectmen, department heads and employees. During the past year, we furnished informal and formal legal opinions, drafted and approved most municipal and school contracts, and advised the Selectmen in quasi-judicial actions such as licensing determinations and employee disciplinary hearings. In 1982, our office drafted provisional and final licenses for a cable television system in the town and provided legal advice throughout the licensing process.

One of counsel's most important responsibilities is to assist town officers, employees and citizens in the

preparation of Town Meeting articles and motions, including amendments to Town by-laws and all other proposed legislation. For Town Meeting (the legislative arm of town government) Town Counsel and Associate Town Counsel have established a policy of giving impartial advice to all citizens and officials who participate in this process. Articles and the final warrant are submitted and reviewed as to form and legality. Motions for each article in the warrant are drawn and the quantum of vote required for passage of each motion is either noted on the motion or set forth in a letter to the Moderator. Questions of law which may be raised by officials or citizens are researched and prepared for presentation to the meeting.

Purchasing

The Purchasing Department procures all supplies and equipment for every town department and the School Department including the School Lunch Programs. Brookline's centralized purchasing department was noted as an example of school-municipal cooperation by the Massachusetts Municipal Association in its November, 1982 Management Improvement Series publication.

Utilizing procedures which conform to applicable bidding laws, potential suppliers are contacted through advertised bids, written quotations, or telephone quotations, all of which are recorded and maintained as part of the department's records. In 1982 there were 132 advertised bids which required public openings, formally executed contracts, and minority business enterprise utilization reports. Town Meeting action changed the dollar requirement for advertised bidding from \$2,000 to \$4,000. This change will result in administrative savings by eliminating the cumbersome requirements of advertising and formal contracts for relatively small orders. Competitive pricing will be maintained through the use of informal quotations.

Businesses competed vigorously for sales in deteriorating markets and the rate of inflation decreased during the year. As a result, the town was able

to extend some contracts without price increases and even reduce prices on a few items. Contracts for tires and automotive batteries, for example, were renewed for twelve months with no price increases. The price of rock salt was reduced from \$26.60 to \$25.88 per ton through a cooperative bid covering the requirements of eight cities and towns. Overall, prices increased approximately 5% during 1982. The reduced rate of inflation, although welcome, still means an erosion of municipal purchasing power due to the constraints of Proposition 2½.

Cooperative contracts for fuel oil were awarded for the first time during 1982. The Purchasing Department provided the organizational initiative, prepared the specifications, and handled the bidding process for the cooperative group which includes Arlington, Brookline, Cambridge, Newton, Waltham and Watertown. The cooperative bid achieved shared savings of approximately \$150,000 for the participating communities based on a total volume of over 5.5 million gallons of fuel. All grades of fuel oil as well as gasoline and diesel fuel are now being purchased through large volume cooperative arrangements which provide the lowest possible prices for the town.

Personnel Board

In past years this report has dealt exclusively with the collective bargaining activities of the Personnel Board. While these remain critical functions and consume a large portion of staff time, many other essential services are provided by the Personnel Office and this opportunity will be taken to highlight some of them, in addition to reporting on collective bargaining.

The collective bargaining process is not cut and dry even under the rigidities of the post-Proposition 2½ fiscal process. With the appropriation portion of Annual Town Meeting postponed to May or June waiting for firm state aid and local receipt financial information, negotiations with the six town employee unions tend to

hold up as well for want of hard budget guidelines. During 1982, the expiration date of all six labor contracts passed with only one union having reached agreement for a Fiscal Year 1983 contract.

In June, just before Town Meeting convened, the Personnel Board reached agreement with the Brookline Police Association on a one year contract effective July 1, 1982 providing for a 6.5% wage increase, an increase in the uniform allowance and a few other minor benefits of limited application. Early in September, the Personnel Board reached agreement with three other unions: Local 1358, AFSCME; Staff Association of the Public Library of Brookline; and the Brookline Recrea-

tion Employees' Association. The major terms of the one year agreements effective July 1, 1982 are as follows: 1.) A 6.5% wage increase. 2.) Addition of one-half day Personal Leave with the option for a cash-in. 3.) An increase in the maximum sick leave buy back at separation except for discharge for cause from \$1,000 to \$2,000. All three agreements were approved and funded at the October 5, 1982 Special Town Meeting.

Shortly before that October 5, 1982 Special Town Meeting, the Personnel Board came to agreement with Local 950, IAFF on a one year contract providing for a 6.5% wage increase, an increase in the uniform allowance, the establishment of additional compensation for EMT Certification for a maximum of 56 certified personnel and an increase in the sick leave buy back from \$1,000 to \$2,000. That agreement was also approved and funded on October 5, 1982. The only remaining employee union with whom a FY83 agreement had not been reached by December 31, 1982 was the Brookline Engineering Division Associates.

Since July 1 of 1980, the Personnel Department has been administering, on a self-insured basis, Workers' Compensation benefits for eligible employees in both Town and School departments. During the year ending December 31, 1982 there were 143 accidents reported and 39 compensable injuries requiring the payment of weekly Workers' Compensation benefits. The Personnel Department ensures thorough investigation of all claims, represents the Town at all first level conferences at the Industrial Accident Board, and works closely with Town Counsel on cases which go on to further hearings. Expenditures authorized by the Personnel Office in FY82 totalled nearly a quarter of a million dollars. This was \$200,000 less than estimated by the consultant who advised the Town on the move to self-insurance.

The Personnel Office also manages payment to thirteen separate group health and life insurance providers with annual payments totalling over \$3,000,000. While the Retirement Board services the retirees under its system, the Personnel Office prepares and processes enrollment activity, including payroll deductions, for over 1500 employees and former employees. During 1982 the Town modified its arrangement with Blue Cross/Blue Shield to a claim reimbursement basis, and the Personnel Office will work closely with an inde-

pendent claims auditing service to insure that no claims paid by Blue Cross are improperly billed to the Town.

During 1982, the Personnel Office assumed supervision and administration of the Employee Health function from the Health Department. Due to expected vacancies, a new part-time Town Physician was recruited and appointed and a new VNA Occupational Health Nurse was recruited for the Occupational Health Clinic. The Clinic's operations remain limited in scope and will focus on assisting employees in minimizing the time they must be absent from work due to sickness or injury.

Since May of 1981 the Personnel Office has been required to perform all Massachusetts Civil Service actions relative to Labor Service applicants and employees. This requirement, occasioned by cuts in State personnel authorizations, has moved the Personnel Office from primarily an oversight role relative to the Town's employment function to that of an operator with a significant increase in clerical workload. Presently the Personnel Office must review applications, verify work history, register applicants, maintain eligible lists, prepare appointment certifications, maintain department employee rosters, and approve all Labor Service personnel actions in accordance with Chapter 31 of the Civil Service Law. The requirement to try to make the existing civil service system work has convinced the Personnel Office staff more than ever before that there has to be a better way. Accordingly, the staff has begun studying alternatives with a view to recommending a revised system for Town Meeting consideration in the near future.

Other functions performed in the Personnel Department include oversight of Unemployment Compensation claims, including representing the Town at hearings in contested cases; assisting department heads with all personnel related issues; and advising employees on personnel policies and benefit programs.

In June of 1982, Samuel Edelstein and Stephen C. Ford, both experienced personnel professionals, were appointed by the Board of Selectmen to fill vacancies on the Personnel Board. The Board welcomes Mr. Edelstein and Mr. Ford and looks forward to working with them in the years to come.

Information Services

INFORMATION SERVICES is responsible for providing cost-effective computer services to all town and school departments. The department, created in late 1977, reports to a joint Computer Coordinating Committee for policy and goal setting. This consolidation of computer resources returns annual savings of over \$300,000 compared to purchasing equivalent commer-

cial computer services.

The major computer is a Hewlett-Packard 3000 with 40 terminal locations. These "typewriter-TV-like" terminals are distributed throughout town offices and schools to provide direct access to data from the point where it is needed.

Town Terminal Network/Applications

Assessors

Major activity is establishment and testing of a computer model to assist in calculation of real estate valuations. A phone (dial-up) terminal, plus a dedicated terminal, support this activity. Real Estate, Personal Property, and Auto Excise are computerized.

Police-Traffic

A terminal in the Traffic Division is used to enter parking tickets and ticket payment.

Town Clerk

Terminal is used for updating the town's census data and voter registration control.

Comptroller

This office has a terminal to support transition to a new general accounting system. Appropriation Accounting, Payroll, and Accounts Payable are currently automated, but are being converted to an upgraded, on-line (direct access to data from remote locations) system.

Treasurer

Plans are in place to move to a one-time capture remittance control system. All payments recorded once are properly accounted for and controlled. Auto Excise and Real Estate posting and accounting is automated.

School Terminal Network/Applications

Brookline High

The main office and each house have terminal access to student records for scheduling changes/inquiries and report card inquiry.

Elementary Schools

Each of the eight schools has access to their students' records for general inquiry and attendance. Instructional use is made of the terminals during 50% non-administrative usage.

Special Needs Student Accounting

A town hall terminal is dedicated to automatically keeping the expanded data required for special needs reporting.

Career Center

This high school located terminal is used by students to explore occupational choices through dialogue with a computer bank of occupations.

Computer Science

Six terminals are dedicated to training in computer fundamentals and programming at the high school. This mini-lab is a "peak" interest area in the town's adult education program.

Brookline Early Education Project

Two terminals are dedicated to the statistical research necessary to obtain maximum benefit from the project's efforts. Both terminals use phones to "dial-in" to the computer.

Summation

During times of shrinking municipal budgets computers are used to eliminate manual record keeping steps (e.g. automatic posting of excise payments), identify and follow-up revenue opportunities (delinquent parking ticket summons automatic preparation), and to provide decision support data (budget changes, impact analysis and projections).

There is growing recognition of INFORMATION as an asset which, properly managed, can reduce costs and increase revenues.

PUBLIC SAFETY

Police Department

General Activities

Under the direction of Chief George R. Simard, the Department has found 1982 to be a vastly successful year. The Departmental Divisions are joined in a cooperative effort to provide Brookline residents with a highly professional and efficient law enforcement agency. This proficiency is reflected by the six percent decline in serious "Part One" crimes witnessed by the Town in 1982. The implementation of citizen awareness programs, team policing strategy, increased traffic enforcement, and immediate emergency response is directly responsible for this decline. As a result, the safety of Brookline residents has been significantly enhanced.

Thirty Brookline Police Officers were recipients of thirty-four commendations issued by the Department and other agencies, in recognition of outstanding police work.

1087 persons were arrested for the commission of "Part One" and "Part Two" crimes, including 91 juveniles. Seventeen of these juveniles were Brookline residents. Four hundred and fifteen persons were taken into Protective Custody, including five Brookline resident juveniles.

The Department assisted 3,101 persons requiring emergency medical aid or transportation to medical facilities.

Exclusive of traffic revenue, the Department committed \$12,662.59 to the town, income derived from fees, permits, licenses and auctions.

Part I Crimes

	1982	1981	1980
Homicides	2	1	3
Rape	15	13	17
Robbery	126	121	145
Aggravated Assault	161	160	201
Burglary	1020	1225	1587
Larceny	1696	1660	2019
Auto Theft	559	615	633

Traffic Unit

The Traffic Unit has substantially increased town revenue while successfully maintaining the safety of pedestrians and motorists. In 1982, there were a minimal 417 personal injury accidents, resulting in one fatality. It is due to the Department's strict traffic en-

forcement policy that these figures remain remarkably low, despite the increasing influx of vehicular traffic in Brookline.

Traffic

Total No. of parking citations issued	\$188,514
Revenue collected from parking violations	\$949,391.55
Revenue collected from motor vehicle violations	\$252,792.55
Meter Revenue	\$387,317.57
Income from Hackney Licenses	\$ 2,085.00
Income from Bicycle Licenses	\$ 72.75
Traffic violations reported to the Registry of Motor Vehicles	33,850
Traffic violations resulting in criminal complaint	18,208
Motor Vehicle Accidents:	
Property Damage	2,875
Personal Injury	407
Fatal	1
Bicyclist	44

Community Relations

The Community Relations Division has found 1982 to be an exciting and active year. As determined proponents of the Massachusetts Crime Watch Program, the Division has seen a substantial increase in community awareness, with a correlated decrease in criminal activity. An important responsibility of the Division has been to organize a wide variety of community events which have educated residents in methods of crime prevention. These events include group and neighborhood meetings as well as security surveys conducted on residential and commercial properties. The success of these programs is clearly evident and the cooperation of the citizenry has been most heartening.

A truly invaluable function of the Community Relations Division has been to create a liaison between the Police and the Brookline social service agencies. This liaison assures the residents that their social and physical welfare will not be overlooked by this efficient, integrated system.

The juvenile sector of this Division has continued to provide the youth of Brookline with the concern and guidance that they deserve. A strong rapport between the young residents of Brookline and the Department has been promoted with great interest, and current crime statistics involving juveniles in Brookline reflect this interest.

The Park Police Intern Program has continued to provide the parks and playgrounds with supervision during the summer months. This program has substantially reduced youth problems and vandalism in the parks of Brookline.

Brookline is justifiably proud of the cohesive environment that exists within the community and the occurrence of anti-semitic and racially oriented conflicts remain minimal. This may be attributed to the efforts of the department and other organizations to promote discourse and unity among the residents.

Training Unit

The Training Unit has continued to maintain an excellent Law Enforcement Education Program. Police Officers annually receive forty hours of updated in-depth instruction in such areas as First Aid, Cardio-Pulmonary Resuscitation, Firearms qualification and law changes. Such instruction is responsible for the professionalism and efficiency exhibited by Brookline Police Officers.

Animal Control Unit

The duties of the Animal Control Unit were in great demand in 1982. The Unit investigated 1782 animal related incidents and impounded 176 dogs. Two hundred and eleven citations were issued to dog owners in violation of town by-laws and a great number of ill or injured animals were attended to.



Auxiliary Unit

Auxiliary Unit

In 1982 the Auxiliary Unit was organized into a dedicated, unified group of members who commendably volunteer their time to the Department. The Unit consists of 15 uniformed members, trained by the Department, who are responsible for conducting mobile and foot patrol within the town. In addition to providing added visibility and supplementary assistance to regular officers, their duties include monitoring social and athletic events, aiding motorists, checking the security of public buildings, and performing other duties assigned to them. Since its inception, the Unit has clearly demonstrated their vital importance to the Community.

Fire Department

During 1982 the Fire Department responded to 5,425 incidents of which 2,113 were medical emergencies and 6 were multiple alarms. Mutual Aid was rendered to various communities in our Metrofire District. Brookline likewise received coverage and assistance.

During 1982 the Table of Organization was as follows: Chief of Department, six Deputy Chiefs, nine Captains, twenty-nine Lieutenants, one hundred forty-four Fire Fighters, five Fire Alarm Operators, one Superintendent of Wires, one Signal Maintainer, one Office Manager, one Senior Clerk, two Junior Clerks — Total two hundred.



Ten members of the department retired and two members resigned. Several other retired members passed away and were awarded departmental funeral

honors. Twenty-one new members were appointed to the department during 1982.

Fire Prevention

All apartment buildings with six (6) or more dwelling units were inspected during the year as a part of our company in-service inspection. In-service inspection is the term given to the use of front line apparatus and men of the fire suppression force for inspection work while they remain in-service and ready for any fire or emergency calls via mobile and portable radio. This program is coordinated by the Fire Prevention Division. Additionally, there were inspections made of single and two family dwellings in connection with our smoke detector and oil storage inspection. We were not able to visit every one and two family dwellings because of difficulty with people being away. We expect to cover these units over a 2 or 3 year period however.

Over 250 fire drills were conducted in various schools, hospitals and nursing homes during 1982.

The fee schedules which were in effect for the 1st full year during 1982 were responsible for a substantial revenue return to the town as the result of various inspection and permit fees. I expect that in the near future these revenues will cover the cost of maintaining an aggressive and adequately staffed Fire Prevention Division.

The Fire Prevention Division is also responsible for public education in fire safety and as a result we have been able to continue our efforts to teach fire safety to our school age population. During Fire Prevention Week schools were visited by inspectors from the division.

Our smoke detector installations have improved during 1982 and we now have a 95% compliance in buildings with 6 or more units. One and two family dwellings continue to be a problem area in compliance and we will continue to improve our installations in here.

Training

During 1982 training was provided for all 21 new members of the department. This is in compliance with NFPA Standard 1001 for Fire Fighter I & II. Some of the subjects covered were forcible entry, protective breathing apparatus, ladders, ropes, search and rescue, fire attack and extinguishment and medical emergencies. In January and February all members of the department were trained in CPR as required by law. Classes were also conducted for MBTA fire fighting in tunnels, etc.

During June, classes were held in flammable liquid fire and the use of foam in connection with such fire. Several members of the department attended LNG/LPG gas fire fighting school conducted at the Mass. Fire Fighting Academy on June 28 and 29.

The Training Division attended several meetings relating to injury prevention and dovetailed this into various training classes.

Classes were also held on the use of the new UHF radio system and at years end all front line apparatus has been converted to the new radios. I expect to have a full changeover by the end of 1983.

Projected activities for 1983 include instruction of all personnel in the use of large diameter hose, instruction in the use of our updated positive pressure self-contained breathing apparatus, first responder and CPR training, EMT recertification, the use of audio-visual NFPA Officer Training program and the continued training of all personnel in fireground tactics and strategy.

Apparatus and Equipment

A replacement for the Service Truck was ordered and is expected to be delivered in early 1983. One new 1983 Ford LTD was received in November and replaced a 1970 Buick as the Chief's Car (C#1). One new Hale portable water pump was received for on site pumping during flood periods. All apparatus, vehicles

and equipment were maintained in a proper manner with the result that out of service time for apparatus and equipment was kept at a minimum. A replacement for Engine Co. 5 on Babcock Street is needed and it is expected that this replacement will arrive before the end of FY-84. This is in line with our 20 year replacement program.

Fire Department Buildings

There were no major repairs to fire department buildings in 1982. Several minor repairs were made and two new automatic apparatus door openers were installed in Station 1 and Station 6 which should improve energy conservation. It is expected that storm windows, insulation and heating work will be done in 1983 as the result of the appropriations made to improve energy consumption.

Emergency Medical Service

The EMS delivery system is working out remarkably well. A new 1 year contract was awarded to Metro Ambulance in December. We currently have 37 trained EMT's in the department with several others due to be certified. Our goal is to have two Fire Fighter EMT's on each EMT company for a total of 56.

Fire Alarm and Wire Division

The Wire Division was able to install several miles of cable to connect our new radio repeaters on Summit Avenue and Singletree Hill with Fire Alarm Headquarters.

This will result in substantial savings over the years since this is a one time cost and the only alternative was leased telephone lines with yearly rates.

In closing, I would like to extend my appreciation to my staff for their assistance during the year. Accordingly, members of the department responded to several new approaches in training, inspections and fire fighting tactics in a positive manner.



Building Department

The Building Department under the direction of the Building Commissioner administers and enforces the Zoning By-Law and the Building, Plumbing, Elevator and Electrical Codes of the Commonwealth of Massachusetts and related regulations concerning the construction, alteration, repair, and use and occupancy of buildings within the town. This involves examination of plans; issuance of building, elevator, plumbing and electrical permits; inspection of work during construction for conformance to plans, specifications and regulations; granting certificates of use and occupancy; and the inspection and certification of existing buildings to insure the proper use, occupancy and maintenance in conformance to the applicable codes.

The Building Commissioner supervises and directs the activities of the aforementioned programs and the overall supervision of the Community Development Block Grant Rehabilitation Program. In supervising the work of the Department's employees, all building permits for construction, alteration or repair are reviewed, approved, or denied, and signed by the Commissioner. All correspondence is sent out over the signature of the Commissioner. The work involves field inspection, office meetings, and telephone conversations with developers, architects, lawyers, contractors, tradesmen, landlords, tenants, and people from other town or government agencies. The Commissioner answers requests for information, and interprets regulations for enforcement. Necessary legal action is initiated by the Commissioner.

The Commissioner as a result of departmental requests or in the course of inspecting town-owned buildings, initiates and oversees the repairs and maintenance of 44 town buildings, excluding schools.

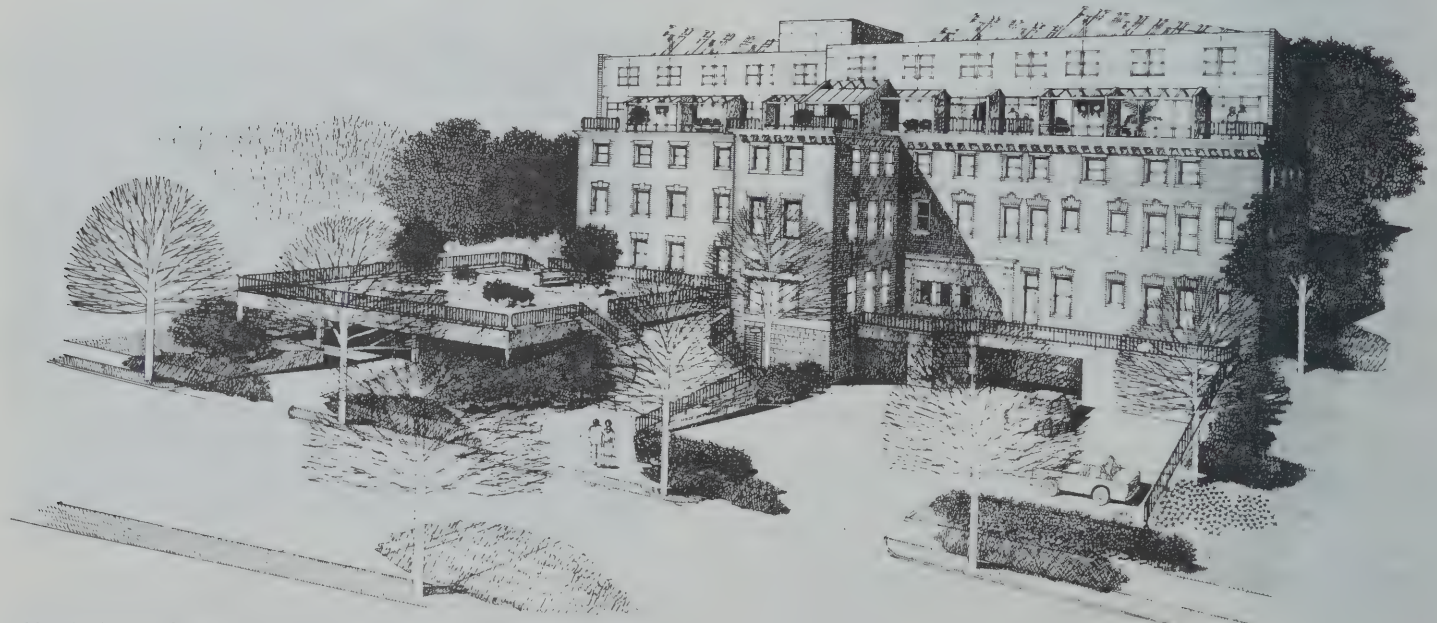
The Commissioner has overall responsibility for the efficient operation and maintenance of the Town Hall.

The Commissioner meets weekly with the Board of Appeals, where appeals of the decisions of the Building Commissioner, such as denial of a building permit, are reviewed. The Commissioner is Secretary to the Board of Examiners which conducts monthly examination of applicants for building licenses required for contractors doing work in Brookline. The secretarial staff performs the general office tasks including receipt of permit applications and fees, answer citizen queries, preparation of certificates and licenses, and as telephone receptionists.

The Commissioner, is, by By-law, the Secretary of the Building Commission, which is appointed by the Board of Selectmen. The Building Commission provides the managerial services required for the planning, designing, construction, and equipping of town-owned facilities including schools.

The Building Commissioner is the ex-officio secretary of the Energy Conservation Study Committee appointed by the Moderator. This Committee is responsible for the implementation of a program to reduce the consumption of energy by the Town's agencies with special emphasis upon the use of energy in town buildings.

During 1982 several major developments were completed including: the conversion of the Corey Hill Garage into 34 condominiums; 1265 Beacon Street (The Atrium) 40 luxury condominiums; 41 Centre Street - 30 condominiums; The Hollows, a cluster subdivision of 11 townhouses at 341 Newton Street; Marion Terrace - 7 townhouses; 190 Harvard Street - 39 units of elderly housing. Construction is proceeding at Fisher



68 Winchester Street

Hill Estates, 375 and 525 Boylston Street, with over fifty percent of the units completed.

Construction commenced on fourteen townhouses at Beaconsfield Road, a 16 unit condominium at Babcock and John Streets, a 16 unit condominium at 68 Winchester Street, and the Pine Manor College Gymnasium. In addition to these major developments, 594 building permits were issued for miscellaneous alterations and modifications to existing structures.

Fees collected during 1982 totalled \$170,183. The inspection of plumbing, gasfitting, electrical, and building construction is being supported by the fees collected.

Certificates of inspection were issued to 190 places of public assembly, 61 lodging houses, and 26 apartment houses. The volume and type of permits issued were:

<i>Classification</i>	<i>Number of Permits</i>	<i>Estimated Cost</i>
New wood & frame	21	\$ 918,890
New brick & stone	13	5,744,100
Alterations	594	4,372,868
Electrical	588	1,282,808
Gasfitting	616	343,040
Plumbing	720	1,322,244
Elevator Inspections	284	-
Condominium Inspections	81	-

The Commissioner or his representative attends all meetings of the Building Commission, the Board of Appeals, the Board of Examiners, and those of the Board of Selectmen as required.

The Board of Appeals established by the Building Code of the town is also the Board of Appeals under the Zoning By-Law. The Board of Appeals met 39 times during 1982 to hear persons appealing decisions of the Building Commissioner in 79 cases.

The Department provides technical assistance to all other town departments and programs of the town. It coordinates its inspection activities with other pertinent town departments and agencies such as Health, Fire, Code Enforcement, Rent Control, etc. and continually interfaces with the Board of Assessors, Planning, Public Works, Recreation, and School Department and the Library Board of Trustees.

Repairs to Public Buildings

Budgetary constraints enacted in 1981 as a result of Proposition 2½ continued to impact the appropriation for the Repair to Public Buildings. 1982 was, therefore, the first full calendar under the decreased funding approved by Town Meeting.

This continued drastic reduction, in the face of yet another inflationary year, increases the challenge to maintain the functions and safety of our public buildings.

Because of the limited funding, priority is given to the maintenance of the structural integrity and the mechanical equipment of the buildings with emphasis upon repair rather than replacement.

The installation of the Energy Management System has been completed at the Town Hall, Police Station,

Swimming Pool, and Main Library. Refinements in the programing of the system continues as conditions dictate and personnel become knowledgeable of the capabilities of this computerized equipment. A new insulated roof was installed at the Swimming Pool and new lighting installed throughout the building as Energy Conservation Measures. Major projects included the much needed replacement of the boiler at the Highway Garage on Kendall Street and the replacement of a heavy oil burner at the Town Hall.

Community Development Rehabilitation Programs

The Town Rehabilitation Office, under the direction of the Building Department, is responsible for the administration of the Section 312 Loan Program, the Comprehensive Housing Inspection Program, and homeowner grant and rebate programs in North Brookline. A Town-Wide Rebate and Grant Program is also available to low-income homeowners throughout Brookline. Funding for these programs is provided through the Federal Government's Community Development Block Grant Program (CDBG).

The Comprehensive Housing Inspection Program phased out its involvement in Central Village during the first half of 1982. Our Legal Counsel and Code Inspector made at least 10 court appearances during this period to testify against landlords who have been consistently in violation of Chapter II of the State Sanitary Code. 450 dwelling units were reinspected during the first six months of 1982 and approximately 150 units were brought into compliance in Central Village bringing the total since the Program's inception to 2,350 dwelling units.

1982 was a year of transition for urban communities throughout the country attempting to adjust to the massive budget cuts implemented by the current Federal Administration. The Town Rehabilitation Office was also severely affected by these changes, particularly by the complete elimination of the Section 312 loan program. Additionally, high interest rates precluded many homeowners from making necessary repairs on their properties. However, now that interest rates are decreasing more activity is being generated in the Program.

During 1982, our Office collaborated with the Planning Department on an exterior housing conditions survey of the North Brookline neighborhood. With the help of this survey, we have been able to target our efforts toward those properties that appear to need exterior renovations the most through a direct mailing of assistance available to those owners.

Through the rebate and grant programs, 97 structures were rehabilitated benefiting more than 175 dwelling units. The \$250,000 provided by our office generated nearly one million worth of rehabilitation work. The majority of this money provided assistance to low-income and elderly families.

A new addition to our program has been the institu-

tion of complete energy audits in cooperation with Mass-Save, Inc. This nonprofit corporation has been an invaluable aid in determining our clients' energy conservation needs.

The Town Rehabilitation Office provides other services to the town by assuming responsibility for monitoring the progress of other rehabilitation projects funded through the Block Grant Program. These have included rehabilitation and energy conservation work at the Children's Center and several rehabilitation contracts for improvements for the Brookline Housing Authority.

Additionally, the office continues to work closely with the Equity Transfer Assistance Program by assisting their low-income clients with their rehabilitation needs.

The staff also assists and advises homeowners and prospective homeowners who contact the office requesting information on contractors, types of materials to use, or the best way to finish a home improvement project. More than 100 homeowners throughout Brookline were given technical assistance in this manner during 1982 although they did not directly participate in the subsidy program.

Board of Examiners

The Board of Examiners, consisting of a licensed builder, a registered professional engineer, and a registered architect appointed by the Board of Selectmen, administers the licensing of qualified persons to construct, repair, maintain, and/or demolish structures and buildings within the town.

Fees collected by the Board as approved by Town Meeting totalled \$6420 in 1982. The current fee schedule is: examination fee \$15.00, license fee \$25.00, renewal of license \$15.00 within 30 days of expiration date, otherwise \$25.00.

It is the policy of the Board to require an examination of all applicants requesting a license including those individuals previously licensed who have not renewed the license within the last five years.

During 1982, a total of 51 applicants were examined and 48 persons successfully qualified for licenses. 43 licenses were issued as follows:

- 1 ABC (separately or combined fire resistive construction)
- 2 D & F - Masonry Walls & Frame Construction
- 10 F - Frame Construction
- 22 F/Limited - Alterations & Repairs - Frame Construction
- 6 M - Miscellaneous - Siding, Roofing, etc.
- 2 S - Special Work - Sprinklers, etc.

In addition to the new licenses issued, 246 licenses were renewed during 1982.

PUBLIC WORKS



Andrew M. Pappastergion
in October, 1982.

In April, Mr. Paul T. Clancy, Director of the Water Division since November, 1963 and past president of the New England Water Works Association, retired due to illness. Mr. Clancy's dedication to the town and the water works industry will be deeply missed.

Mr. Andrew M. Pappastergion, a civil engineer in the Engineering Division since March, 1969, was appointed Director of Water

Highway and Sanitation Divisions

The Winter of 1982 was on the heavy side for snow accumulation. We had approximately 14 storms. The total season deposited 64" of snow on Brookline. The D.P.W., with the exception of one storm, was able to handle the entire snow operation without the aid of an outside contractor.

Highway Division forces continued their permanent patch and sidewalk replacement programs. They also accomplished some major sewer and drain projects at Norfolk Road, Kent and Beacon Streets and Borland and Beacon Streets.

Cleaning crews continued the task of trying to keep streets litter free. These crews picked up approximately 5000 tons of leaves, litter and sand.

The Sanitation Division collected and disposed of 20,000 tons of solid waste.

Engineering Division

The Engineering Division has responded to the needs of the Public Works Department and other town departments by furnishing plans, cost estimates, site surveys, construction inspection, drafting services and designs for various projects.

Designs were completed and accepted by Boston Edison Co. to change 1000 mercury vapor street lights to more efficient High Pressure Sodium lamps. The replacement of lamps is expected to continue into 1983.

In December the Division, with Van Ness Hagen Design Inc., Engineers and Planners, submitted a proposal for the street reconstruction in the Village Area to the State D.P.W. The preliminary estimate for the project, which includes the replacement of traffic signals in Harvard Square, and at the Village Fire Station and Brookline Avenue, and the replacement of sidewalks and the roadways, is \$800,000.00 and will be financed by the Federal Government, the State D.P.W., and the town under the Urban Systems Program.

The Kent-Station Parking Lot was completed in the Fall. The lot will provide over 50 long-term spaces to Village merchants during the daytime and overnight parking to the neighborhood. Proposals for a Lease Agreement were solicited in December.

A traffic trial was performed on Pond Avenue and Riverdale Parkway to assess the effect of closing parts of the Roadways. The Division designed, purchased and inspected the installation of traffic signs, pavement markings and temporary roadway. Traffic counts were taken before and during the trial. A report will be issued early in 1983.

The Transportation Board held monthly meetings throughout the year and acted on complaints about speeding, the need for Handicapped Parking spaces, stop signs and traffic signals. In August, the Board was presented with solving the problem of narrow streets and theater parking in the Cleveland Circle area when theater owners proposed to build 4 new theaters. A Permit Parking Program for residents was instituted in December.

Division personnel assisted numerous people who had problems with their sewer or drain connections. In addition, 27 new connections to the town sewer system were approved and inspected, 325 street openings were authorized and inspected, 225 malfunctions to the Traffic Signal System were investigated, and 6 speed studies, 4 traffic counts and 41 requests for the installation of traffic signs were processed.

The Community Development Block Grant Program continued to provide the bulk of funds for the rehabilitation of the town's roadways and parks. Contracts for work on Waverly Street, Netherlands Road, Harrison Street, Kent Square, Toxteth Street, Kent-Station Parking Lot, Retaining Wall and Surface, Lynch Playground, Pierce Playground, Leverett Pond Bridge and Landscaping, and Handicapped Ramps were completed for a total of \$335,132.00.

Chapter 90 funds of \$267,916 were approved by Town Meeting and will be combined with \$122,455 of FY83 money to resurface portions of Newton Street, Beacon Street, Chestnut Hill Avenue and Kent Street.

Water Division

The Water Division distributed nearly 2 billion gallons of water through 135 miles of mains and 9800 services, yielding approximately \$2.4 million in revenue.

During the year, the Division provided 110 new or relayed water services and responded to and repaired 30 service leaks and six major water main breaks of 8, 10 and 12-inch diameter pipe. In addition, 30 fire hydrants were repaired or replaced, in part due to damages incurred from automobile accidents.

The meter section replaced 580 old mechanical type water meters with new magnetic type straight reading meters throughout the year, and repaired 220 meters of various sizes for reuse.

Because of severe capital improvement restrictions, the Division has temporarily suspended the cleaning and cement mortar lining program of water main rehabilitation. Approximately 45% of the system has been completed to date.

Under the provisions of Chapter 286 of the Acts of 1982, the town applied for and received \$318,250 in state reimbursement funds for the completed phase of the water main rehabilitation program.

Parks, Forestry and Cemetery Divisions

Parks

Several significant cooperative volunteer projects were developed within the Adopt a Green Space program. The Baker PTO voluntarily raised funds, and with town support installed new wooden play equipment at the Playground. The Friends of Longwood Mall obtained private pledges of \$20,000 to be matched by the town for the restoration and maintenance of the historic beech trees.

In the summer, Parks' foremen supervised temporary laborers and CETA-funded youths. Both groups complemented the regular work crews. The Police Park Interns contributed substantially to the safety and reduced vandalism in the assigned areas.

CDBG Funds enabled improvements to be made at: Coolidge, Cypress, Lynch, Pierce and Riverdale. At Coolidge Playground, the fence was relocated in accordance with neighbors' requests. The Cypress Playground irrigation system was completed. New play and basketball equipment and resurfacing enhanced the Lynch Center Playground. Much needed improvements at Pierce Playground included regrading, an irrigation system and reseeding. Phase II of the restoration of Leverett Pond in Riverdale Park included the restora-

tion of Cumberland footbridge, shoreline stabilization, landscaping and benches.

Forestry

The Tree Planting Committee met regularly. William G. Collins continues to lend his special expertise as Assistant Parks/Forestry/Cemetery Director.

As in 1981, the town's budget did not include funds for tree planting. However, 20 specimen trees were selected by the Committee on a trip to a Rhode Island nursery. The trees were purchased with income from the Committee Trust Funds, and were planted by Forestry personnel in May.

The MBTA provided funds for 39 trees in connection with the Beacon Street reconstruction project.

The Kiwanis Club purchased a flowering crabapple as part of the Adopt a Green Space program. The tree was planted at the Municipal Court by Forestry crews.

As part of CDBG funding, 124 trees were planted throughout eligible areas.

The Tree Planting Committee's Arbor Day program distributed 1000 scotch pine seedlings through 9 schools.

The Forestry Crews with some assistance from Park and Edison personnel, removed 261 trees from streets and public grounds. Of that total, 35 were due to accidents or vandalism; \$5500 in insurance claims was recovered and deposited in the general fund.

The year's total for tree plantings was 184, and 261 for removals.

The gypsy moth infestation was lessened due to 3 factors: unusually cold and wet hatching period, effective spray program with "Thuricide", and attack by the natural virus. Although this insect will not be eradicated, the population is now reduced to a point so that it will not be a serious problem for at least several years. Of the total spray program cost of \$22,474, 50% was reimbursed to the town from the USDA and state Bureau of Insect Pest Control.

Because of budget reductions, a regular tree trimming program was not implemented. Of the year's calls for service, only priority and hazardous cases were completed by Forestry crews. All emergency calls were efficiently answered.

The Tree Planting Committee met with the Board of Selectmen in the Fall to express its concern of the many street and park trees which, because of insufficient funds and the lack of a systematic pruning program, have become potential hazards to townspeople and their property. The Committee stressed its conviction that the town must maintain sufficient Forestry staff and equipment to reverse the current trend and to re-establish planting and pruning programs to at least prevent further deterioration of the quantity and quality of the town's trees.

Hundreds of cords of unsplit hardwood were distributed to citizens and woodchips were used effectively throughout the town.

Other functions performed included: maintenance of



Neighbors volunteer their time and funds on the Dwight-Babcock Triangle Landscape project.

lights, skating rink and tennis courts, chipping Christmas trees, stump removals, selection and inspection of trees for all contracts, equipment, maintenance, and the rescue of three cats from public trees.



Forestry personnel remove a dangerous tree from Goddard Avenue tree lawn.

Cemetery

The Trustees of Walnut Hills Cemetery met regularly with the Cemetery Supervisor, Carl R. Untersee, and the Division Director to review routine maintenance, fees and certificates. Under the supervisor, the Crew effectively maintained the 46 acres in the Walnut Hills Cemetery and 2½ acres in the Old Burying Ground. Preparations for Memorial Day required extensive work in April and May. Assistance from the other Division crews was provided when necessary. In Summer, CETA youths helped in maintaining the two cemeteries. The Hannah Goddard Chapter of the Daughters of the American Revolution purchased a cherry tree for planting by the Division in the Old Burying Ground in conjunction with the Adopt a Green Space program.

Conservation Commission

The 7 Commissioners worked closely with the Conservation Assistant, Barbara Whiting and Division Director, Paul Willis, in addressing their myriad responsibilities. The Conservation Assistant performed the administrative functions and implemented the priorities of the Commission. A federally-funded high school student provided part-time clerical help.

Conservation Areas

On November 16th, Town Meeting overwhelmingly approved the transfer of the care and management of 27 acres of town land from the D.P.W. to the Commission. The Friends of Lost Pond, a volunteer community group, will assist the Commission with the care of the Conservation Area which is contiguous with MDC and Newton open spaces. The system is the largest, most remote natural area available to the citizens of Brookline.

Hall's Pond Sanctuary received the continued dedicated assistance of the Friends of Hall's Pond. A skilled volunteer removed hazardous trees and limbs at the Spring and Fall Clean-ups.



Citizens tour the newly designated Lost Pond Conservation Area.

A major clean-up of the 25 acre D. Blakely Hoar Sanctuary was held with the Putterham Civic Association. In Fall, a natural history tour was co-sponsored with the Baker PTO. A volunteer continues with the research of the amphibian population.

A Spring clean-up was held in Amory Woods Sanctuary, next to Hall's Pond. All Sanctuaries are maintained for enjoyment by the public as wildlife preserves and natural field laboratories.



Friends of Hall's Pond help maintain the Sanctuary at the semi-annual clean-up.

Open Space

The Open Space Plan was revised and updated for state requirements. Twenty-three acres of conservation easements in 5 privately owned parcels were enforced. The Cluster subdivision amendment and a density change were reviewed. The popular annual Spring and Fall Birdwalks were sponsored free.

Volunteers

The Commission is complemented with over 250 volunteers, and 16 specially appointed Associate Members.

Under the sponsorship of the Commission, the Conservation Assistant and Division Director coordinated a successful first year of the Adopt a Green Space program. Co-sponsored by Park and Recreation and Tree Planting committees, the program fosters volunteers to donate time, energy or materials to a public area. A slide show and publication were prepared, and many meetings were held with community groups. During the 11th annual "Earth Day", clean-ups were co-sponsored by: Brookline Village and Coolidge Corner merchant groups; Chestnut Hill, Corey Hill, Precinct 6, Putterham, Salisbury, and Schick Park neighborhood groups, Hall's Pond, Leverett Pond, Lost Pond and Muddy River Friends groups and The Park School, Devotion and Driscoll Schools.

As with all Adopt a Green Space participants, the ongoing efforts of park advocacy groups deserve appreciation and recognition: Friends of Hall's Pond, Muddy River, Leverett Pond, and Lost Pond; Baker, Devotion, Driscoll Schools, Dana Park, Dwight-Babcock Triangle, Griggs Park, Longwood Mall and Playground, Minot Garden and Precinct 6 parks and several boy and girl scout troops.

The Commission presented the Environmentalist of the Year Awards for the categories of: volunteer community group - Friends of Lost Pond; teacher - John Dempsey, Devotion; scientific research - Joe Martinez; public awareness - Shary Page Berg; National Park Service; development with conservation easement - Arnold Soloway; and for public service - Barbara Whiting.

Environmental Protection

Under the Wetlands Protection Act, all wetlands and projects are monitored; 10 orders were issued. A prosecution for dumping resulted successfully in fines. Oil spills occurring in June at Muddy River and December at Leverett Pond were reported and monitored with the town DPW and state Water Pollution Control personnel.

The Flood Insurance Program required 21 determinations and 1 permit. The February Town Meeting approved a change in the Zoning By-law reference. The early June flooding was monitored in all prone areas.

Air pollution, road salt, gasoline/oil storage and noise complaints were reviewed. The Commission co-sponsored two clean-a-thons to support the passage of the bottle bill by referendum. Public awareness projects included a gypsy moth brochure and water conservation issues.

RECREATION

With the ultimate goal of "meaningful leisure time activities for all Brookline people" and with the complete cooperation, understanding, and insight of our Commission, the Recreation Department forged ahead in 1982 with its ambitious programs, despite the drawbacks imposed by the inception of Proposition 2½.

The incredible popularity of soccer, which appeals to girls and boys alike continues at a tremendous pace and serves hundreds of youngsters. This past year, in addition to regular team leagues, soccer camps were held during the summer, and a well-attended tournament, in the form of a clinic, was a Christmas vacation highlight for many youngsters. These new activities not only proved to be very popular but also served to bring additional revenue to the town.

Since the Recreation Department has assumed the responsibility for the operation of the Municipal Golf Course (Putterham Meadows), a great increase in return of revenue to the town has occurred, and for the first time \$200,000 has been put into the town coffers, for one golf season. We are extremely proud of this accomplishment, which was the culmination of a dedicated, efficient staff and administration who promise to strive for even higher results during the coming year.

To allow for much needed renovations, the Swimming Pool was closed for a month (incidentally a savings in energy costs for the town). Hopefully, it will reopen with new lights, a new roof, freshly-painted locker rooms and other repairs to keep the pool up to its usual standards, and to help foster the popularity it has always maintained. Fees have remained the same as has the schedule which keeps the pool closed on Saturdays. Undoubtedly an increase in fees and available times will be forthcoming next summer. The facilities at the pool are shared with the school department, and are a source of joy to hundreds of people in our community.

The Brookline Police Association, and Chief Simard deserve a tremendous accolade for the display of compassion and kindness shown on the presentation of a large financial gift to our department. This gift, also given previously during the holiday season, is used throughout the year by the "special people" served by our department. The Hammerman Summer Day Camp,

as well as the Saturday program at the Soule Recreation Center are the recipients of the money. Meaningful gifts for each person were given at holiday time, and the remainder of the money is used for special events and excursions throughout the year. We, who work with these handicapped people, will be forever grateful to the Brookline Police for singling us out to receive this tremendous outpouring of love and understanding.

The Hammerman Day Camp last summer profited by a cooperative effort our department and the School Department shared, as therapists came daily to camp to help the youngsters continue their level of improvement, unimpaired by regression. We are very appreciative and cognizant of the success of the program.

All other Recreation Programs were ongoing throughout the year. The Morning Play classes, Day Care, Lynch Teen Center, Main Facility, Skating and Hockey, Summer Day Camps, Teen Trips, Softball Leagues, Basketball and Volleyball Leagues as well as the programs elaborated on in the early part of this report, are all successfully operating. The department also sponsors many Adult Education courses in conjunction with the School Department.

The Brookline Golden Age Club continues to flourish and provide sociability and programs for local residents age 60 and over. The holiday party was attended by over 830 and was a tremendous success. Great food, singing, dancing and entertainment put smiles on everyone's faces as they left the ballroom to fill the 20 buses waiting to take them home.

We are also very proud to be associated with the Court Restitution program, whereby people are assigned to us to work a number of hours in Recreation as an alternative to being incarcerated. They are closely supervised at the Pool, Main Facility, or wherever needed as "volunteers." Many people who have been sentenced have completed their hours with us. The courts have expressed much appreciation to us for our cooperation.

Our department takes pride in its accomplishments, and will continue to strive to bring the best programming possible, within our limits, to the people of our town.

PUBLIC SCHOOLS

Introduction

1982 was a year of change for the Brookline Public Schools. Several top administrative posts were vacated, and four new administrators arrived in Brookline over the summer. They are Dr. Charles L. Slater, superintendent of schools; Frederick P. Baker, assistant superintendent for administration and finance; Patricia C. Ruane, assistant superintendent for curriculum; and Dr. Robert E. Boyd, assistant superintendent of schools for special education and pupil support services.

Dr. Robert I. Sperber, superintendent of schools since 1964, left the Brookline schools in June to become Assistant to the President at Boston University, where he serves as advisor to the Boston schools. Former Deputy Superintendent Ferdy J. Tagle has moved to California where he is involved in educational consulting and real estate.

The new school leaders have renewed the long-standing commitment of the Brookline Public Schools to the diversity and excellence for which they are known throughout the country.



Charles L. Slater

New Superintendent Opens New Year

"What impresses me most about Brookline is the teaching staff. I know that I stand before one of the most talented groups of people in the country," were Superintendent Slater's first words to the teachers last fall. Slater, who came to Brookline from Torrington, Connecticut, where he was assistant superintendent of schools, went on to affirm his belief that teachers deserve "respect and recognition." Noting that "the quality of teaching is the single most important factor in the success of students," Slater stated, "the most serious problem facing public education today is teacher morale." He pledged his support to the teachers and praised them for their accomplishments and expertise.

Slater, who has worked in schools in Wisconsin, Africa, California, and Connecticut, moved to Brookline with his wife and 3 year-old daughter in August. Selected by the School Committee from among 130 candi-

dates, Slater is only the third Brookline School Superintendent in over 50 years.

Sperber Farewell

Three hundred people gathered at the John F. Kennedy Library on Boston Harbor last June to say farewell to Dr. Sperber. A scholarship fund of over six thousand dollars was established in Sperber's name to benefit a Brookline High School graduate who demonstrates his ideals: "racial, ethnic, and religious harmony; social justice; and world peace." It was also announced that the fourth floor of the newly-renovated Unified Arts Building, located at Brookline High School but serving all of Brookline's nine public schools, has been named the "Robert I. Sperber Loft."



Driscoll School students listening to British writer, Joan Aiken, discuss children's literature.

In The Schools: Children's Literature

For several years, Joan Tieman has brought well-known children's authors to talk with her 4th and 5th graders at the Driscoll School. In 1982, Ms. Tieman decided to start a children's literature center in Brookline to help other teachers - here and in other communities. Her proposal, which allows teachers to use the resources of the Simmons College Center for the Study of Children's Literature, has been funded with a \$43,000 grant from Exxon.

Commenting on the inception of the Children's Literature Consortium in Brookline, Superintendent Slater said, "In these days of scarce resources, it's a credit to Joan Tieman to have found additional funding for a special project. In order to have children become avid readers, we must provide training and encouragement for teachers.

Theatre Groups in Elementary Schools

In response to the current economic crisis, the Brookline Public Schools and local theatre groups have decided to work together. Consequently, children's

theatre groups are popping up at elementary schools all over Brookline — the Loon and Heron Theatre at Lincoln and Heath, the Freelance Players at Driscoll, and the Just Around the Corner Theatre at Lawrence.



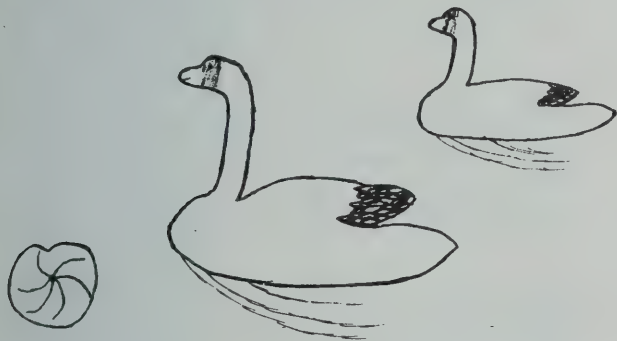
Heath School students on stage, performing a modern fairy tale with Boston school children under the direction of a professional theatre company.

(Photo by Donna Paul)

Brookline High School: The Melting Pot

Sixty-two flags from countries throughout the world hang in the cafeteria of Brookline High School. The flags, a gift from the graduating class of 1982, testify to the international character of the school. Over ten percent of the school's students come from countries other than the United States — among them Russia, Chile, Thailand, and Denmark.

The school system runs several programs to help foreign students and their families adjust to life in the States. These include Project Welcome, federally funded and staffed by school personnel, a Russian Club, a Far East Club, and daytime and evening classes in English-as-a-Second Language.



AMY WONG 5th grade

Drawing by Devotion School 5th grader Amy Wong for that school's 1983 Oxfam calendar.

Volunteers in the Schools

As the schools learn how better to cope with dwindling resources, the ranks of the Brookline Schools Volunteers grow. The program, 16 years old, has 150 participants this year, more than ever before. The volunteers work in school libraries and classrooms as much as 20 hours a week. "Teachers couldn't get along without them," said teacher Vievia Chrisman, who coordinates the volunteers at Driscoll. "Being a volunteer gives me a wonderful reason to get up in the

morning," explained one volunteer, a senior citizen. "Even after my children graduate, I plan to continue volunteering, because the need is so great," added another volunteer, a Runkle School parent.

Brookline High School Receives Maximum Accreditation

Brookline High School received a ten-year accreditation from the New England Association of Schools and Colleges, Headmaster Robert B. McCarthy announced in October 1982. Only 12 out of 86 schools evaluated by the NEASC last year received this honor, McCarthy said. Two and five-year accreditations are also given.

McCarthy commented, "This is a reaffirmation of the school's ability to respond to the changing student body while it continues to provide a very strong academic program."

Responding to the news, Superintendent Slater said, "Very few schools throughout New England are getting the ten-year accreditation. This is a real credit to the hard work of Bob McCarthy and the High School staff. This is a great achievement."

School Committee Chairman Thomas Hennessey said, "We are just so proud of Dr. McCarthy and the entire staff. It is a feather in Brookline's cap to be recognized by our peers as having one of the outstanding high schools in New England. They just don't give ten-year (accreditations) very often any more."

Adult and Community Education

The Brookline Adult and Community Education Program continues to grow, with its "student body" — including senior citizens, professionals, and junior high school students — reaching 8,000 this year. Courses in computer languages, wine-tasting, canoeing, and Films of the Fifties are only a sampling of the hundreds of offerings.

Special Brookline Adult and Community Education Program events this year included evenings with such internationally known figures as flutist Doriot Anthony Dwyer, poet Denise Levertov, physicist Sheldon Glashow, and Irish poet Thomas Kinsella.

Enrollment

The number of elementary school pupils in the Brookline Public Schools is 3603.

Including high school students, Brookline's total enrollment is 5633.

Chapter I Program

The Chapter I Program provides remedial help for children from low income families who live in school districts with a sufficient percentage of such children to qualify under federal guidelines. Two of Brookline's schools have Chapter 1 Programs. Children are given intensive help in reading and math daily. Students are selected for these programs by staff and parent referrals, achievement test scores, and diagnostic assessments. Chapter I is staffed by professional and instruc-

tional aides. A parent advisory committee serves as a liaison between the parents and the schools.

Special Education

The Brookline School Department provides a full range of specialized educational services for children who have identified learning needs. Services are available to all children, ages 3 through 21, who reside within the town of Brookline. These services are designed to assist students with perceptual, intellectual, neurological, behavioral, physiological, and communication needs that interfere with their progress in school. Parents who feel they have a child who is experiencing one of these conditions are encouraged to contact the school counselor in their local attendance area for assistance. Approximately 600 students in the

Brookline community are receiving such services. Brookline parents have played an active role in advising school department personnel regarding the development of appropriate educational programs.

Pupil Support Services

The Brookline School Department provides counselors, social workers, psychologists, and medical support personnel to assist students in the amelioration of those educationally relevant personal issues which may have direct impact on educational achievement. They also assist students in their planning for future educational and vocational objectives. Parents who have a concern in this area are requested to contact the counselor assigned to their child.

LIBRARY

Public Library

Organization of the Board

At their regular Board meeting in April, the Library Trustees elected Martha G. Edmondson, Chairman of the Board. Jonathan S. Fine was elected Treasurer and Emilie L. Drooker, Secretary.

The Chairman appointed the following Trustees as Chairmen of the Standing Committees: Finance Committee, Frederick S. Sharff; Library Committee, Virginia Palmer Doherty; Building Committee, Phyllis W. Podren.

Virginia Palmer Doherty and Frederick S. Sharff were appointed by the Chairman to serve as liaison to the Friends of the Brookline Public Library. Virginia Palmer Doherty was appointed Collective Bargaining representative. An Ad Hoc Committee on volunteers consisting of representatives from the Trustees, Staff and members of the Friends of the Brookline Public Library was established.

125th Anniversary of the Founding of the Library

In recognition of the Library's 125th Anniversary, the Selectmen adopted the following proclamation:

"WHEREAS, March 20, 1982 is the 125th anniversary of the founding of the Public Library of Brookline, the first library in Massachusetts established entirely by municipal action, and

"WHEREAS, Brookline thus became a pioneer in nurturing the growth of an institution of learning singularly American, and

"WHEREAS, from a room in the Town Hall of Brookline with a library consisting of a few hundred books, successive generations of Trustees and librarians have built a library whose excellence is recognized far beyond the borders of the Commonwealth, and

"WHEREAS, free access to the rich resources of the library has enlarged the educational horizons of the residents of the town of all ages and the library has occupied an increasingly important role in the life of the community.



125th Anniversary of the founding of the Library — Exhibition Hall — Reception.

"NOW, THEREFORE, firm in the conviction that a well informed citizenry is the strongest bulwark of democracy, we, the Board of Selectmen of Brookline, do hereby PROCLAIM THE PERIOD OF MARCH 30, 1982 THROUGH DECEMBER 31, 1982 as LIBRARY MONTHS IN THE TOWN OF BROOKLINE and urge all our citizens to seek ways to insure the continuation of this irreplaceable institution."

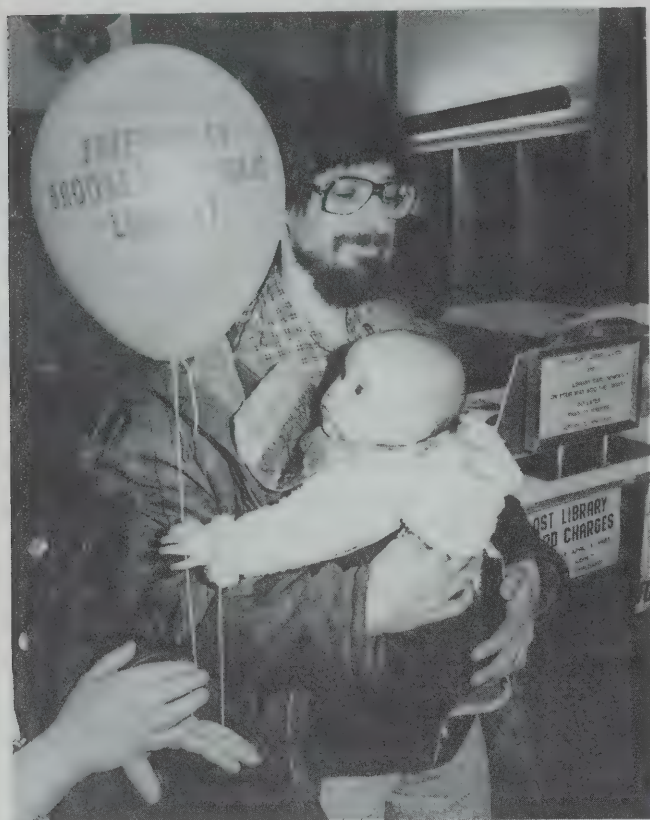
On Sunday, March 28, an enthusiastic crowd filled the library for a varied program. There was music in the lobby by the "Sails String Quartet" sponsored by the Brookline Library Music Association. An exhibit of paintings from the works of the Brookline Art Society was on display in the Exhibition Hall. Two performances by the Cranberry puppets were given in the Children's Room to capacity audiences. There was a



125th Anniversary — Children enjoy the Cranberry puppets.

Poetry Reading in the Exhibition Hall by Brookline poets, Judith Leet, Margo Lockwood and Nina Nyhart. At 3:30 P.M., Martha G. Edmondson, Chairman of the Library Trustees opened the formal program. Greetings from the town of Brookline were delivered by Robert M. Stein, Chairman, Board of Selectmen, and greetings from the Boston Public Library by Philip J. McNiff, Director. Thomas J. Cottle, lecturer at the Harvard Medical School and on WGBH, Channel 2 delivered an address on the library entitled "A Very Special Place." A reception followed. A mammoth birthday cake, flowers from the Southern Brookline Garden Club and balloons from the Friends of the Brookline Public Library added

to the festivities. 1500 people came to participate in the celebration, and as the library was open for service, one book was circulated every fifteen seconds.



125th Anniversary — Balloons

Library Appropriation

Once again, budget-related activity consumed the major part of Trustees' time and effort in 1982. On June 17, 1982, Town Meeting voted an annual appropriation sufficient to restore four positions and a limited amount of book funds. This enabled the Trustees to increase the hours of library service over those of September 1981. The Main Library as of September 1982 is opened 61 hours, the Coolidge Corner Library, 47.5 hours and the Putterham Library, 31.5 hours. This still results in a 25% decrease in hours from September 1980. Because of the shortage of staff, it has not been possible to open the Coolidge Corner Library Sunday afternoons during the winter months.

Library Usage

Despite the decrease in hours of service during the year, almost a half million items were circulated and 30,000 borrowers were issued library cards. 100,000 requests for assistance were received at the Main Library reference desk alone.

Programs were continued in so far as possible. These included young adult films, Senior Cinema held weekly at the Coolidge Corner Library with an attendance of 1200, and the Senior Specials which resumed at the Putterham Library. The Brookline Library Music Association held six concerts. The Brookline Art Socie-

ty had a successful season including a membership show in October.

Library Service to Children

The loss of the position of a children's librarian at the Putterham Library has been a severe blow to the Children's services. In addition, the reduced book budget has meant that worn copies of older titles cannot be replaced, and consequently the juvenile book collection cannot be maintained in first rate condition. A small collection of Hebrew books for children was purchased for the Main and Coolidge Corner Libraries. There has been a sharp increase in the demand for books in languages other than English.

The use of the children's rooms continues to rise, both for reference and recreational reading. School assignments have brought requests for material on ancient civilizations, explorers, animal-related topics and Native American history. A parents' shelf has been established at the Main Library, with materials of particular interest to adults working with children.

Story hours at Main Library and Coolidge Corner Library for the ages 3-5 group continue to be very well attended. A thousand children came to see the film programs at the three libraries. The parent-toddler program at the Coolidge Corner Library establishes a love of books in those who will be entering college in the year 2000 and thereafter.

Library Collection

The effects of the reduction in the funds available for books coupled with rising inflation in book prices have been nearly disastrous. The size of the collection has decreased since last year as new purchases and replacements are restricted. The number of books purchased in Fiscal Year 1982 is down by 38% from the average number purchased during each year from 1970-1980. To the disappointment of many, duplicate copies to satisfy reserve requests could not be bought. Many periodicals had to be discontinued because of a lack of funds. Another year of such austerity will cause even more serious problems for the student and the general reader.

Technical Services

The position restored to the Technical Services department for Fiscal Year 1982 helped alleviate some of the problems arising from the loss of three positions in the previous year. This department, characterized as the largely unseen main artery of any library, provides service necessary to the library user in finding whatever it is he is seeking. 12,655 volumes were added by purchase or gift to the collection, requiring the preparation of about 50,000 individual catalogue cards. The staff and Trustees have for some years been studying the prospects for computerization of this process.

Volunteers

Volunteers have contributed special kinds of help to the Library. Some have assisted the staff at the Main

and Putterham Libraries. The Friends of the Brookline Public Library, with a minimum of staff assistance, organized and carried out the Annual Book Sale this year, raising approximately \$5,200, a record amount. Shut-in service has been started again on a limited basis with the aid of volunteers. The Trustees have expressed deep gratitude for all these efforts.

Future

Lowell A. Martin in "The 1982 Bowker Memorial Lecture, The Public Library: Middle-age Crisis or Old Age?"

noted "The public library was a notable invention. It opened lifelong learning to anyone who could read. It furnished civic information for anyone who believed in democracy. It provided access to culture to anyone who reached for a world beyond immediate experience."

Children's service, added along the way, "has been rated as one of the distinctive achievements of the agency." It and many other services, accepted as routine, are now threatened. It is doubtful that the Library can maintain them without increased public support.

PLANNING AND DEVELOPMENT

Planning Board — Planning Department

Organization and Function

The Planning Board is a five-member citizen committee appointed by the Board of Selectmen to serve in an advisory capacity on town planning and community development issues. Herbert L. Shivek served as Chairman, and Bruce W. Hamblin, Jr., was appointed as a new member, joining Robert Kramer, Jody Dow, and Zvi A. Sesling.

The Planning Department serves as staff for both the Planning Board and the Board of Selectmen. The Department has six full-time professional planners and is administered by Planning Director Jay Woodward, who is appointed annually by the Board of Selectmen.

The Brookline planning program continued to be among the most advanced and effective in New England. In December, the Board received the "Outstanding Planning Board" award from the American Planning Association for Massachusetts and Rhode Island communities. The Equity Transfer Assistance (ETA) Program was one of fifteen projects in New England to receive an award under HUD's National Recognition Program for Community Development Partnerships. In addition to Department staff members serving on a variety of local and regional task forces during 1982, Planning Board member Robert Kramer served as President of the Boston Society of Architects, and Assistant Director Mark Eldridge served as Vice-President of the New England Chapter of the American Planning Association.

Zoning and Development Review

The development review function continued to be the most significant activity of the Planning Board and Department, with a total of 165 zoning cases in 1982. Of this caseload, 77 were Board of Appeals cases, 19 of which involved design review, and 88 were design review cases for new signs and facades. These cases were handled by Senior Planners Richard Boffa and Jim White with design assistance from the Department's design consultants John Furlong, Ty Zeigler, and Jean Nilsson. After 12 years with the Planning Department, one of the Department's hardest working and most respected employees, Richard Boffa was appointed to the position of Assistant Assessor for the town. Also, after two years of valuable service, Jean Nilsson left the Department for graduate school.

Major residential projects reviewed in 1982 included a 17-unit condominium development on Winchester Street involving the restoration of a Victorian house on the site, a 16-unit condominium development on Babcock Street, and a 24-unit complex on Parkman Street. A handsome mansion on the corner of Longwood and Kent was approved for adaptive reuse from a dormitory and offices to six luxury condominium units.

The most dramatic change in the town's visual environment can be found in the commercial areas, as the accelerated design review process for new signs and facades continues to achieve significant results. Among the more notable changes were Player's Pub in Brookline Village, Pier 1 Imports and Rudi's in Coolidge Corner, and the Star Market renovation in Washington Square. The renovation design of two major buildings in Washington Square, 1641-47 Beacon and 1653-55 Beacon, was also approved in late 1982.



Design Review — Coolidge Corner

Community Development Block Grant

The preparation and administration of the Town's \$1.4 million Community Development Block Grant remains as one of the most important work items of the Planning Department. The Department staff, particularly C.D. Administrative Planner Gail Cirillo, worked closely with town agencies and citizen groups in preparing recommended programs and providing staff support to the CPR Committee on Community Development. The task was particularly challenging as Brookline has suffered a 26% cutback in C.D. funding since 1980 due to revised population figures and federal budget cuts.

The C.D. funds are used to implement a variety of neighborhood and commercial area improvements activities as well as to provide services such as youth employment and day care for low and moderate income families. A major aspect of the Department's work is providing overall coordination and technical assistance for the twenty programs and activities funded by the town's Block Grant.

Commercial Area Planning

Planning Department staff, particularly C.D. Planner Gail Lewis, continued its emphasis on commercial revitalization throughout the year. During 1982, it became increasingly evident that the planning efforts and public investment of a few years ago were having a significant impact on private investment in the town's major commercial areas. The large number of business expan-



Design Review — Coolidge Corner

sions, new stores, facade renovations, and new signs has given visible evidence to the increased viability of the town's shopping areas and consequent boost to the town's economy. Restaurants and food-related establishments continue to be the dominant force on the Brookline commercial scene, with Ciro's, Rudi's, Player's Pub, and "From the Night Kitchen" among the newest additions.



Design Review — Brookline Village

The list of accomplishments by town agencies in promoting commercial area revitalization is fairly extensive. Commercial Area Revitalization District (CARD) Plans have been put in place for each of the town's major shopping districts, thus making businesses in those areas eligible for tax-exempt revenue bond financing through the Massachusetts Industrial Finance Agency (MIFA); public improvement projects have been either completed or begun in Coolidge Corner, Washington Square, and Brookline Village; and sign and facade design guidelines have been refined to make for an even more effective design review process. Although the commercial parking shortage still remains the most difficult problem to solve, the town was able to complete the construction of the new Kent Street lot in 1982, thus helping to alleviate the shortage in Brookline Village.



Commercial Facade Renovation



Design Review Brookline, Massachusetts

The two largest commercial projects reviewed in 1982 were the Travelodge expansion at 1200 Beacon Street and the proposed Village Plaza development on the B-2 Parcel. Approval of the Travelodge expansion was the culmination of two years of negotiation between the developer and neighborhood with Planning staff and Board members often filling the roles of mediator and negotiator.

After the withdrawal of the hotel development proposal for the B-2 Parcel, a new proposal was accepted for an office-retail complex on the site which would combine adaptive reuse of four of the existing buildings and new construction. By year's end, the developers were still attempting to obtain financing for this long-

awaited development project. Closely linked to the B-2 proposal, the design for a new Water Division facility to replace the seriously blighted Park and Forestry facility on Netherlands Road was also completed.

Equity Transfer Assistance Program

The Equity Transfer Assistance (ETA) Program continued in operation funded by a \$642,000 Innovative Projects Grant obtained by the Planning Department from HUD and by \$85,000 in CDBG funds. The program, which provides down payment or equity assistance to low and moderate income tenants who wish to purchase their apartments, is operated by the Brookline Improvement Coalition, a nonprofit organization devoted to furthering housing opportunities for low and moderate income households. Nancy Rockett, who replaced Mark Dutka in June as Administrator of the ETA Program, has continued the successful implementation of this unique housing initiative. By year's end, 33 condominiums, having a total value of \$1,025,000, had been

purchased for low and moderate income tenants.

Technical Services/Capital Improvements Programming

With continued reductions in town departmental budgets, the demands on the Planning Department's technical and design services have continued to escalate. As part of the Capital Improvements Program (CIP) process, all proposed capital expenditures of town departments, including those funded with federal funds, were evaluated in terms of priorities, fiscal constraints and relationships to the Comprehensive Plan. Because of this effort, the six-year CIP adopted in 1982 projected a maximum outstanding debt of \$13 million, substantially below the actual outstanding debt of \$22 million in 1975. Unfortunately, a continued deferral of capital investment in and maintenance of the town's infrastructure will have long-term consequences which may be significantly more costly to remedy in the future.



ETA: By year's end 33 condominiums had been purchased at various locations.

Council for Planning and Renewal

The Council participates in the formation and implementation of planning policies and development activities, promotes community awareness of these issues, and communicates citizen opinion to appropriate town agencies. Officers of the Council are Jane Hutchings, Chairman; Stanley Siegel, Vice-Chairman; and Nancy Lynch, Secretary/Treasurer.

The activities of the Council are conducted by the Executive Board and the following committees: The Commercial Areas Committee deals with revitalization of the commercial areas and interaction of the merchants with neighborhood groups and town agencies; the Committee on Community Development prepares the budget recommendations for the use of Community Development Block Grant funds and monitors the expenditures of these funds; the Neighborhood Liaison

Committee meets and works with neighborhood associations, fostering greater cooperation among neighborhoods and town agencies; the Planning Studies Committee examines town agencies for areas of duplication and overlap. During the next year, the committee will assist the Planning Department in a review and update of Brookline's Comprehensive Plan; the B-2 Committee is concerned with the development of the B-2 parcel; the Membership Committee recruits new members and assists them in finding committee assignments; and the Nominating Committee nominates the officers and the Executive Board.

Interested residents are invited to join the Council, participate on existing committees or form new committees to study issues of interest.

Historical Commission

The Brookline Historical Commission is responsible for identifying and attempting to preserve local properties considered to be historically important. Five Historic Districts in Brookline are listed on the National Register of Historic Places and a Local Historic District has been established in Cottage Farm. The Local District is overseen by a separate Local Historic District Commission appointed by the Selectmen.

This year has seen a movement toward the establishment of a second Local Historic District on High Street Hill. Already, like Cottage Farm, a National Register Historic District, High Street Hill is considered by many of its residents as suitable for the more protective if more restrictive Local District designation. Working with the neighborhood, the Historical Commission has done preliminary studies and research toward the

creation of such a district.

Using funds from a Community Development Block Grant, the Commission published *A Guide to North Brookline: Five Walking Tours* in April. During National Preservation Week in May, staff members Carla Benka and Leslie Larkin, who wrote the text for the Guide, conducted walking tours of some of the areas described. The book is for sale at local bookstores as well as at the Commission office in Town Hall; also available is a reprinted edition of *Brookline Village Walking Tours*, issued by the Historical Commission and the Planning Department in 1977. Staff members Benka and Larkin acted as historical research consultants for the *Brookline Village Commercial Facades Handbook*, published this fall by the Brookline Redevelopment Authority on behalf of the Brookline Village Citizens Revitalization Committee.

Redevelopment Authority

The Brookline Redevelopment Authority, the town agency responsible for the administration of urban renewal projects, consists of one State-appointed and four elected Members:

Francis J. O'Boy, *Chairman*
Thomas J. Dillon, *Vice-Chairman*
Stanley Zoll, *Treasurer*
Louis J. Scorziello, *Asst. Treasurer*
John J. Doherty, *Clerk*

Bernard S. Kaplan continued as the Authority's General Counsel. The staff included Francis J. Hickey, Administrator (who retired on June 30, 1982), Naomi S. McShea, Associate Administrator, and two part-time clerk/secretaries.

The primary focus of the Authority's work was the Marsh Urban Renewal Project which was officially closed out by HUD in June, 1982. However, the Project had not yet been completed in accordance with the Plan approved by the town. What remained was site preparation of the B-2 Parcel for private development. The town and the Authority agreed that the responsibility for completing the B-2 Parcel should remain with the Authority to provide the continuity and expertise needed for a project-in-process and in order to expedite the projected time schedule of activities prior to conveyance to the selected developer.

The withdrawal, in February 1982, of the first selected developer led to an extensive and intensive solicitation process involving town officials, staff, and neighborhood associations. On April 29, 1982, the Winn Development Company was selected as the new developer. Their proposed "Village Plaza" development plan will preserve and "recycle" existing brick buildings for retail/office use and create a new office/retail building on the vacant space. An application for an Urban Development Action Grant (UDAG) was

then prepared by the Authority and Planning Department staff members. Though the town had not received approval of the application by the end of 1982, the prospects for receiving a Preliminary UDAG Award on or about July 1, 1983 were thought to be excellent. With the primary objective of meeting this time schedule, the Authority's responsibility was the relocation of the B-2 Parcel businesses, property management, supervision of the work to be performed by various consultants, and general administration of the project. It was expected that relocation and site preparation activities would be completed before the summer of 1983 and that construction of the new development could begin by late 1983.



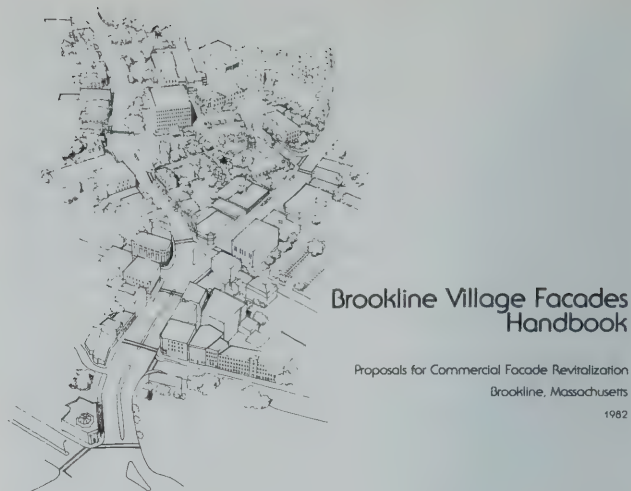
Village Plaza: Adaptive Reuse

The Authority, as Administrator for the Brookline Village Citizens Revitalization Committee (BVCRC) would like to take this opportunity to report on the work and accomplishments of the BVCRC in 1982.

(1) Significant progress was made in meeting the State requirements for the Urban Systems Project in Brookline Village, where major traffic, signalization, and pedestrian safety improvements have been long

overdue. By joint efforts of the DPW Engineers, the Planning Department's Landscape Designer, and the BVCRC's Traffic Consultant (Vanasse/Hangen Associates), plans were prepared and submitted to the State's DPW for review. BVCRC Members and Authority staff participated in the review and decision-making process during the planning stages of this Project. Final plans and construction contracts will be completed in 1983. Federal and State funds will cover most of the construction costs (the town will pay for some non-participating items).

(2) The *Brookline Village Facades Handbook* of sketches and recommendations for building facade and sign improvements in the town's oldest commercial area, was printed and formally presented at a public meeting in December 1982. The Handbook was designed by the BVCRC Architectural Consultant and the town's Historical Commission Consultants, with the extensive participation of BVCRC Members and Authority staff. The purpose of the Handbook is to assist and encourage merchants and owners of commercial buildings by suggesting improvements to their stores and buildings using the restoration and renovation guidelines in the Handbook.



Brookline Village Facades Handbook Title Page

Both of these Projects are located in Commercial Area Revitalization Districts (CARD), established by the Authority, which will qualify commercial and mixed-use property owners for tax-exempt bond financing, thereby reducing purchase and renovation costs.

Brookline Housing Authority

The Brookline Housing Authority provides subsidized housing for 423 units of elderly Brookline citizens and for 413 units for families in its State and Federal Developments. It also provides rent subsidies under the State 707 program and the Federal Section 8 Program to tenants lodged in privately owned apartments. The State 707 program has an allocation of 137 units of

which 110 are under active lease. The Federal Section 8 program has an allocation of 285 units of which 257 are under active lease. The Authority plans to open the Federally financed John W. Kickham Apartments which will provide an additional 39 units of elderly housing.

Building Commission

During 1982 the renovation of the Unified Arts (Manual Training) Building was completed and occupancy of the space occurred in February. The major component of the project being the creation of a floor at the fourth or attic level of the building providing an additional 11,000 square feet of studio space.

The "Visual and Industrial Loft" as the space is known was formally dedicated to Robert I. Sperber, former Superintendent of Schools, on Thursday evening December 2, 1982 with Mr. Robert Stein, Chairman of the Board of Selectmen, Dr. Charles Slater, Superintendent of Schools, and Mr. John J. Doherty, Chairman of the Building Commission during the period of the renovations, offering brief remarks. Dr. McCarthy, Headmaster of the High School, was master of ceremonies and Dr. Sperber, former Superintendent of Schools acknowledged the dedication of the space.

The total cost of the project did not exceed the limited appropriation of \$990,000.

The extension of the underground sprinkler system at Cypress Playground to the children and tot-lot area was installed during the year completing the recon-

struction of the playground.

The Special Town Meeting on June 17, 1982, after rescinding previous authorization to purchase a new Water Division Facility, appropriated \$65,000 for the preparation of plans and specifications for the construction of a new Water Division Facility on town-owned land on Netherlands Road.

A Committee of Seven was established in accordance with Article XV-A of the town's bylaws to select an architect to design the facility. The Committee (Messrs. Hussey, Scorziello and Wilgoren represented the Building Commission) requested letters of interest from architects, selected twelve firms to submit detailed proposals, and from the twelve proposals chose four to interview. A. Anthony Pisani and Associates, Inc. were selected by the Committee of Seven and a contract was executed and design commenced by July 15, 1982.

Working under a most restrictive time schedule, the architect finished the Contract Documents by September 30, 1982. The project had been advertised and the Contract Documents available to the contractors when

the Board of Selectmen and the Building Commission jointly decided on October 12 to postpone the bid opening and withdraw the project Bidding Documents because the town's application for an Urban Development Action Grant (UDAG) had not yet been approved by the United States Department of Housing and Urban Development.

Mr. John J. Doherty advised the members of the Building Commission at its meeting of June 1, 1982, that the Board of Selectmen had reappointed all members for another year. Mr. Louis Scorziello was unanimously elected Chairman and expressed his

thanks to the members and his appreciation to Mr. Doherty for the excellent manner in which he had directed the Commission's activities during his tenure as Chairman.

The Building Commission takes this opportunity to express its appreciation to Noah Fasten, Building Commission Coordinator, who accepted a position in the private sector, for the faithful and competent performance of his duties, and to the citizens of Brookline and members of town and state agencies assisting the Commission's program.

Board of Appeals

The Board of Appeals kept its busy pace by hearing 78 cases during calendar 1982. On three separate occasions

during the year, three cases were acted upon by the Board in one evening.

HUMAN RESOURCES

Health Department

1982 was a year of testing and challenge in the delivery of local health services . . . testing because seldom has the Health Department worked under such tight financial constraints, and challenge to the Department's dedication and resourcefulness in both maintaining basic programs and services and in addressing current community health needs. This report summarizes some of the highlights of the past year.

A significant and far-reaching public health measure was the adoption, by a Special Town Meeting of a By-law requiring the establishment of Non-Smoking Areas in Brookline restaurants with forty or more seats. The measure was developed by the Department and the Advisory Council of Public Health following an assessment of the health effects of cigarette smoking. The proposed Bylaw, offered to Town Meeting with the endorsement of the Board of Selectmen, was adopted after a lively debate, and will become effective early in 1983.

In a related action, the Board of Selectmen adopted a Health Department resolution acknowledging the public health hazards of cigarette smoking and asking the Health Department to work with the Executive Secretary and the various town departments to develop recommendations concerning smoking practices in town facilities and other measures to address the problem.

Environmental Health - This program was strengthened by the increased organizational stability gained by a full-time Chief Sanitarian and a recruitment effort to restore the environmental health staff to full strength.

As in other recent years, the Housing program was an area of major effort. While the number of housing complaints and inspections were slightly lower than last year, the number of enforcement actions was sharply higher. In an effort to improve the overall effectiveness of the program, a comprehensive review of existing policies and procedures was initiated with the Advisory Council's Code Enforcement Subcommittee.

Increased attention was given to food sanitation, with a 20% increase in the number of inspectional visits to restaurants and retail food establishments. Administrative hearings were found to be helpful in dealing with several establishments with an unsatisfactory history of compliance with sanitation standards. The Department acted swiftly to implement statewide or national recalls involving Tylenol capsules and canned tuna and salmon. Many citizen inquiries were handled

in order to maintain confidence in the safety of the market place.

Child Health Services - The retirement of the Public Health Nurse after many years of service provided the opportunity for the recruitment of the Department's first Pediatric Nurse Practitioner. The new incumbent in this position brings the renewed vitality and expertise which will further strengthen the programs which comprise the Children-at-Risk program. Enrollment in the Child Health Conference, one of the basic services in this program, increased significantly in 1982, reflecting the state of the economy and the difficulty which many families are having in meeting the increased cost of basic health care.

The Department is placing greater emphasis on the supervision of health programs and facilities at day care centers. Teams, comprised of a nurse and a sanitarian seek compliance with applicable state regulations through routine visits to approximately twenty such establishments. During 1982, it was necessary to seek the temporary closing of one day care center to complete the removal of lead paint and correct other deficiencies in the center's operation.

Community Health Services - Basic programs addressing adult and community health needs were maintained to the extent allowed by available resources. Flu Immunization Clinics and Blood Pressure Screening Clinics were continued, although attendance was down by about 10% from recent years. It is not clear to what extent the decline reflects the reduced scheduling of clinics or the establishment of a fee for service.

New services offered at no additional cost to the town included a Skin Cancer Screening Clinic conducted on a voluntary basis by a Brookline dermatologist, the distribution of surplus cheese to eligible recipients and Weatherization Workshops for fuel assistance recipients and other interested residents.

The increased level of social and economic stress in the community resulted in an increased number of requests for referrals, counseling, or other assistance to individuals or families affected by the abusive use of alcohol or drugs. Efforts to intensify community education in the area of alcohol, with particular attention to the problem of drinking and driving, were well received by schools, business groups and the community as a whole. With the implementation of the more stringent drunk driving law enacted by the Legislature in 1982, the Brookline Municipal Court has requested the Health Department to assist by conducting pre-sentencing assessments of drinking and driving offenders.

Human Relations-Youth Resources

1982 proved to be an active year for Human Relations-Youth Resources.

Elizabeth S. Pollock was re-elected as commission chairman. Elected as new vice-chairmen were Sandra Bakalar and Christopher Crowley. New members appointed this year were: Patricia Andrews, Francis Chang, Harold Koritz, Dr. Marlin Potash and Stacy Spitzten. New associate members were: Virginia Meehan and Patrick Ward. The Commission bid a reluctant farewell to member and former chairman Richard Rand, who retired to Florida.

Program committees were expanded this year to cover Ethnic-Racial-Inter-religious Affairs, Youth Affairs, Fair Housing, and Affirmative Action. Aside from committee sessions, the commission held nine staff-assisted meetings during 1982. The full-time staff included a Director, Assistant Director, and Senior-Clerk Stenographer, while the part-time staff included a Jobs-for-Youth Coordinator and seasonal Youth Workers. The Commission offices also served as the Brookline home of the Norwood-Newton Employment and Training Administration.

Human Relations

The Director served as Brookline's Affirmative Action Officer, Fair Housing Officer and Minority/Women Business Enterprise Officer. In the course of implementing the town's Affirmative Action programs, the Director interacted with department heads and other town personnel as well as with federal and state equal opportunity compliance officers. The staff prepared Affirmative Action compliance reports for the U.S. Equal Employment Opportunity Commission (EEOC), Department of Housing and Urban Development (HUD) and the Massachusetts Commission Against Discrimination (MCAD). Satisfactory Affirmative Action compliance had a direct role in enabling Brookline to receive \$900,000 in Federal Revenue Sharing funds, \$1.4 million in HUD Community Development Block Grant funds and \$8 million in State funds. In 1982, considerable progress was made in hiring minority employees without jeopardizing the jobs of current town employees.

During the year, the Director served as a member of a special Multi-Cultural Task Force convened by the MCAD, the purpose of which was to plan statewide programs which would combat racism and anti-Semitism. He addressed community groups on increased anti-Semitic sentiment arising out of current tensions in the Mid-East. The Director and Assistant Director investigated community relations problems in the town and participated in programs on intergroup relations in other communities.

The Director served as chairman of the Housing Committee of the Brookline Court Centennial Commission, Vice-Chairman of the Boston Area Advisory Committee to the MCAD, town representative on the Nor-

wood-Newton Employment and Training Administration Area Manpower Planning Board, and as a member of the Brookline Public Schools Special Education Advisory Committee. During July he attended a week-long workshop on special education personnel development.

The Director worked with area mental health, social service and legal assistance agencies to assist Brookline residents with their problems.

During 1982, the Commission discussed the concept of Workfare and urged the Board of Selectmen to oppose it as being anti-women, anti-poor and anti-labor; noted that the town's summer job programs had contributed toward easing the unemployment problems among teenagers, and urged the Board of Selectmen to continue its policy of placing youths in town departments; and discussed the issue of handgun control and advocated the enactment of a local by-law pertaining to the sale, possession or distribution of handguns.

In the fall, the Commission met with High School officials in order to review issues such as alcohol and drug use by students, inter-group relations and governance.

Youth Affairs

The Assistant Director was responsible for the Youth Affairs component of the commission which places great emphasis on preventive programming. During 1982, the Commission employed, or found employment for, 449 of the town's youth. This included summer and in-school jobs funded through a HUD Community Development Block Grant, and the Norwood-Newton Employment and Training Administration, plus part- and full-time private sector jobs (Jobs for Youth). Youths in the public sector programs worked in town departments and for private nonprofit agencies.

A second component of the Commission's preventive programming was youth counselling. The Commission maintained a close working relationship with — and made referrals to and received referrals from area mental health, social service and juvenile justice agencies. The Assistant Director had numerous counselling sessions with troubled youths on matters such as employment, family, school, and court-related problems. During 1982, the Assistant Director also addressed the Juvenile Sentencing Committee of the Brookline Court Centennial Commission.

The third component was the continuing summer Youth Worker Intern program. Due to teenage vandalism and acting-out in our parks and playgrounds, the Commission hired college age youths to supervise teenage activities in Brookline parks and playgrounds in the evenings. This program was teamed with the Park Police Intern program administered by the Brookline Police. Both programs were coordinated by the Assistant Director of Human Relations-Youth Resources. This coordination and cooperation in juvenile mat-

ters was underscored by a Police/Human Relations-Youth Resources Commission joint policy statement concerning public safety in the parks and playgrounds.

The Assistant Director was a member of the Brookline Public Schools Human Relations Advisory Committee and the Occupational Education Committee. He

served as a consultant to local government agencies in matters of youth employment, licensing and public safety.

Finally, the Commission's Child Care Information and Referral Service continued to be utilized by town residents in need of organized day care.

Council on Aging

The Brookline Council on Aging plans programs and services for the town's older residents; in doing so, it works with other public and private agencies. Six of its 17 members are by statute representatives of town departments; the others are appointed from the community by the Selectmen. There are also 15 associate members.

The Council on Aging operates five neighborhood-based Multi-Service Senior Centers, three in public housing for the elderly and two in public schools. Started as information and referral centers, they continue to be places where older people may go for help or information on a variety of concerns. Counselors are available to help with legal or personal problems. Registration of older people for Emergency ID Cards is sometimes offered at local supermarkets as well as at the centers.

The Senior Centers serve as nutrition sites where hot lunches are served; three of the luncheon programs are sponsored by West Suburban Elder Services, the agency which administers federally-funded services to the elderly in Brookline. West Suburban also provides Home Care and Homemaker services and maintains a Job Bank at the Devotion School.

The Brookline Elderbus, which offers transportation to housing, shopping, and hospital areas, is funded in part by a grant from West Suburban Elder Services; its remaining support comes from the town. Because of an anticipated shortfall this year, the Council on Aging has begun charging a small fare; the response from riders has been positive. The town and the Red Cab

Company sponsor an Eldercab, which takes elders who live on small incomes to their medical appointments.

The Council on Aging continues to work with the Health and Adult Education Departments and the Library in presenting special senior programs. A small fund for senior scholarships to adult education classes has been established. The Council also cooperated with the School Department this spring in bringing to older people a special version of the course, "Facing History and Ourselves," and with the League of Women Voters in holding a Candidates' Meeting for older voters.

A number of health education programs have been held for Brookline seniors this year. Organizations that have made presentations include the Boston Guild for the Hard of Hearing, Tufts and Boston University Dental Schools, and the Diabetes Society of Greater Boston. An interdisciplinary program developed by the Council on Aging and Beth Israel Hospital staff is planned for next year.

This has been a Volunteer Year: RSVP, the federal program for older volunteers, has been established in Brookline and the Brookline Rotary continues to supply volunteers for the town's nationally recognized Elderly Legal Protective Services program, set up last year. Brookline's own senior volunteers were honored at a special meeting of the Council on Aging.

The Council on Aging was saddened in November by the death of Dr. Dorothy Singer, its Chairman since 1979. Dr. Singer worked courageously on behalf of Brookline's elderly throughout her illness.

Veterans Services

The Department of Veterans Services provides monetary assistance and medical benefits under Chapter 115 of the General Laws of Massachusetts, as amended to the veteran and his or her dependents who are in needy circumstances and who fall under the financial guidelines as set by the State Office. This is determined on the basis of information obtained from the applicant and through our investigative procedures. Each application for financial assistance is given very careful consideration and the information received is strictly confidential.

Service in the preparation of the many intricate and varied forms from the Veterans Administration pertaining to pension compensation, loan eligibility, income questionnaire and a multitude of others all relative to the needs of the applicant are a very important facet of

the office.

This service has meant financial gain in terms of greater income for the veteran as well as their dependents and less payment by the town. Full advantage was taken of the many excellent Veterans Administration facilities in the area, as well as advising clients of their existence when applicable. A veteran or a widow of a veteran need not be in a nursing home in order to qualify for the additional amount paid by the Veterans Administration for Aid and Attendance or House Bound. Many applications of that nature were processed this past year.

Although the Memorial Day appropriation was reduced eighty per cent (80%) below previous years, the traditional Parade and Exercises were held on May 31, 1982.

Due to the efforts of the Brookline Allied Veterans Council a fund drive was conducted, contacting all the members of the Brookline Chamber of Commerce. Three Hundred and Fifty (350) letters were sent out, resulting in thirty-six responses for a total contribution of seven hundred and two (\$702.00) dollars.

The honor of leading the parade was held by the Veterans of Foreign Wars Chief Marshal followed by his staff and members of the Board of Selectmen and

members of the General Court. Other contingents included all the Veterans Organizations and their auxiliaries, Marine Corps, Army National Guard, Police and Fire Departments, Brookline High School Band, St. Mary's Color Guard, Cub Scouts, Brookline Twirlers and Girl Scouts.

As in previous years, all graves of veterans interred in Brookline cemeteries were appropriately decorated.

Rent Control

The 1982 general adjustment of 10.6% for oil-heated buildings and 8.5% for gas-heated buildings went into effect on January 1, 1982. In addition, if the landlord utilized the town's trash collection service, the tenants were required to pay an additional \$8 per month. If the landlord used a private trash collection service, the additional rental charge was only \$3 per month. The trash collection fees were to be in effect only through the end of 1982. The general adjustment was the largest annual percentage rent increase ever adopted by the Board. The largest single factor contributing to the percentage increases was the substantial increase in the cost of fuel between 1980-1981 and the increase in fuel as a percentage of gross income. The FY-1982 real estate taxes were not known at the time of the Board's vote on the general adjustment and, therefore, were not factored into the final total.

Many significant amendments to Article XXXVIII were adopted during 1982. In February, a Special Town Meeting voted to require sellers to obtain removal permits from the Board before selling, offering or agreeing to sell a condominium unit except if the buyer was an existing tenant. The intent of this amendment was to place the burden for obtaining removal permits on the seller rather than the buyer. Another amendment adopted at the February meeting was the change in the "60%" provision. The new amendment substituted "tenants in 60% of the controlled rental units" for the

words "60% of the tenants." The new amendment will prevent further misunderstanding of the intent of this section. In May, a Special Town Meeting exempted single family houses from rent control. Prior to this change, a rented single family house was subject to rent control. In November several more amendments were adopted. These amendments include prohibiting the exemption of buildings from rent control under the new construction exemption provision if they were rehabilitated after a fire, flood or other casualty and prohibiting the exemption of buildings as owner-occupied three-family houses where additional units have been removed in order to reduce the size of the property. Another amendment prohibits a landlord from leaving units vacant for over three months, except where permitted to do so for a limited period of time by the Board. The Board is also prohibited from issuing removal permits for a unit which has been damaged by fire, flood or other casualty unless the permit is a temporary permit for rehabilitation or is a permit to demolish the unit.

The Board also conducted three public hearings in 1982 including one in regard to a proposed regulation dealing with certificates of eviction. The proposed new regulation is a comprehensive set of provisions dealing with both procedural and substantive matters such as hearings, refilings after denials, late payment of rent and the termination date of certificates after issuance.

FINANCE

Assessors

The Board of Assessors consists of three members: Francis E. Ryan, Chairman, George F. McNeilly and Joseph L. Eckert. The Board appointed Richard P. Boffa as Assistant Assessor and Jeffrey M. Epstein as Research Analyst during the year.

The reassessment program was completed during the spring of 1982, impact notices were mailed to residential property owners and hearings held on the new valuations during March. Impact notices were also mailed to multi-family and commercial property owners on new valuations, but hearings on these properties were withheld due to time constraints.

The Department of Revenue gave its final approval and certification on all classes of real estate and personal property in May.

The Board of Assessors met in joint session with the Board of Selectmen and voted for a classification system for each class of real estate and for a residential exemption in the residential class.

The tax rate was approved under a classification system by the Department of Revenue on May 28, 1982, at \$24.96 per thousand for the residential class and \$30.54 for the commercial, industrial and personal property classes.

The net amount to be raised by direct taxation for Fiscal 1982 was \$40,746,200 which is \$5,089,438 or 11% less than was raised in Fiscal 1981.

The following figures show the comparison of the town's tax structure using Fiscal 1981 and Fiscal 1982 figures on valuation, appropriation and receipts.

COMPARATIVE AMOUNTS TO BE RAISED AND APPROPRIATED

	<i>Fiscal 1981</i>	<i>Fiscal 1982</i>	<i>Increase</i>	<i>Decrease</i>
Appropriations	\$ 52,829,199.18	\$ 49,351,594.69	\$ —	\$ 3,477,604.49
From Available Funds	2,332,536.00	2,287,533.31	—	45,002.69
Court Judgments	12,994.68	—	—	12,994.68
Overlay Deficits	53,798.71	74,260.26	20,461.55	—
State Exam. Retirement	3,316.40	4,485.42	1,169.02	—
MDC Parks	717,283.39	736,224.61	18,941.22	—
MDC Sewer	568,486.06	700,475.76	131,989.70	—
MDC Water	660,221.28	628,429.20	—	31,792.08
Boston Met. District Expenses ..	1,026.37	1,004.82	—	21.55
MBTA	3,099,000.00	3,643,000.00	544,000.00	—
Elderly Retirement Program	12,574.10	15,234.70	2,660.60	—
Excise Bills	5,261.55	5,205.90	—	55.65
Air Pollution Control	7,850.54	7,776.08	—	74.46
Special Education	76,320.00	64,184.00	—	12,136.00
Met. Area Planning Council	7,933.35	8,250.68	317.33	—
Underestimates	222,090.51	180,455.89	—	41,634.62
County Tax	566,057.05	659,210.44	93,153.39	—
County Hospital	14,956.62	—	—	14,956.62
Overlay	1,200,000.00	1,633,815.01	433,815.01	—
District Expenditure	592,322.00	575,107.00	—	17,215.00
Total	\$ 62,983,227.79	\$ 60,576,247.77	\$ 1,246,507.82	\$ 3,653,487.84
Net Decrease				\$ 2,406,980.02

COMPARATIVE RECEIPTS AND AVAILABLE FUNDS

	<i>Fiscal 1981</i>	<i>Fiscal 1982</i>	<i>Increase</i>	<i>Decrease</i>
Available Funds	\$ 1,232,536.00	\$ 1,247,533.31	\$ 14,997.31	\$ —
Available Funds to				
Reduce Rate	3,349,080.00	2,000,000.00	—	1,349,080.00
Federal Revenue Sharing ..	1,100,000.00	1,040,000.00	—	60,000.00
Overestimates	68,081.32	127,105.49	59,024.17	—
Estimated Local Receipts ..	5,905,541.67	8,214,027.21	2,308,485.54	—
Cherry Sheet Receipts	5,492,350.00	7,201,382.00	1,709,032.00	—
Total	\$ 17,147,588.99	\$ 19,830,048.01	\$ 4,091,539.02	\$ 1,409,080.00
Net Increase			\$ 2,682,459.02	
Amounts to Be Borrowed ..	\$ 2,410,000.00	\$ 205,000.00	\$ —	\$ 2,205,000.00
Net Amount to Be Raised ..	45,835,638.80	40,746,199.76	—	5,089,439.04
Real Estate Valuation	\$444,976,200.00	\$1,699,098,500.00	\$1,254,122,300.00	—
(all classes)				
Personal Property	22,734,400.00	34,620,000.00	11,885,600.00	—
Total	\$467,710,600.00	\$1,733,718,500.00	\$1,266,007,900.00	—
Net Increase			\$1,266,007,900.00	
Excise through				
12/31/81 & 12/31/82 ..	\$ 50,890,100.00	\$ 53,533,700.00	\$ 2,643,600.00	

Treasurer and Collector

TREASURER'S REPORT OF RECEIPTS AND DISBURSEMENTS

In Accordance With G.L. Chapter 41, Section 35

Cash on hand December 31, 1981 ..	\$ 11,471,997.29
1982 Receipts	<u>163,534,581.78</u>
Total	175,006,579.07
1982 Disbursements	<u>154,661,935.49</u>
Cash on hand December 31, 1982 ..	\$ 20,344,643.58

Comprehensive Planning Grant ..	508.71
Young Adult Conservation Corp. ..	472.05
General Account	575,000.00
Boston Safe Deposit & Trust Co.	2,484,585.94
Brookline Trust Co.	3,419,442.83
Capitol Trust Co.	1,150.56
First National Bank of Boston	679,828.50
Harbor National Bank	1,334.86
Old Colony Bank & Trust	
of Norfolk County	475,046.77
Shawmut Bank of Boston	501,676.65
State Street Bank & Trust Co.	1,054,355.91
U.S. Trust Co.	<u>300,999.51</u>
Subtotal	\$ 10,142,093.91
Certificates of Deposit	7,450,000.00
Repurchase Agreements	1,750,000.00
Massachusetts Municipal	
Depository Trust-	
Pooled Investments	331,563.32
Cash & Checks in Office	664,650.84
Cash Memoranda	<u>6,335.51</u>
Total	\$ 20,344,643.58

DETAILED STATEMENT OF CASH ON HAND

December 31, 1982

Bank of New England	\$ 630,684.21
BayBank/Norfolk Trust	
CETA	966.46
Code Enforcement Program-	
Escrow	572.00
Code Enforcement Program-	
Grant	455.08
Community Development	
Program-Escrow	12,392.45
Community Development	
Program-Grant	2,721.42

DETAILED STATEMENT OF TOTAL FUNDED DEBT December 31, 1982

Schools and Sites	
*High School Gymnasium	\$ 80,000.00
*Pierce School Construction (1971)	1,215,000.00
*Lawrence School Addition (1972)	700,000.00
*Devotion School Additions and Alterations	1,535,000.00
*High School Renovations (1980)	255,000.00
*Driscoll School Renovations (1980)	410,000.00
*Unified Arts Building (1982)	990,000.00
Subtotal	\$ 5,185,000.00
Public Buildings and Sites	
Main Library-Addition (1971)	\$ 270,000.00
*Urban Renewal-Marsh (1969)	70,000.00
Parking Facility-Underground Garage (1971)	195,000.00
Subtotal	\$ 535,000.00
Sewers and Drains	
Construction of Sewers and Drains	\$ 75,000.00
Sewer Improvement Program	
Federal Sewer Facility Grant	345,000.00
*Construction/Rehabilitation	
Water Mains	2,765,000.00
Subtotal	\$ 3,185,000.00
Energy Conservation Program (1982)	\$ 1,400,000.00
Total	\$ 10,305,000.00
*Outside Debt Limit	

LIMIT OF INDEBTEDNESS

Equalized Valuation	\$1,820,000,000.00
Debt Limit-5%	91,000,000.00
Amount of Debt	
Outside Debt Limit	8,020,000.00
Net Debt Subject to	
Debt Limit	2,285,000.00
Remaining Borrowing Capacity	88,715,000.00

LOANS IN ANTICIPATION OF TAX REVENUE 1982

BayBank Norfolk Trust	\$ 3,150,000.00
Shawmut Bank of Boston	2,700,000.00
Boston Safe Deposit & Trust Co.	2,200,000.00
Bank of New England	1,500,000.00
Old Colony Bank & Trust of Norfolk County	1,500,000.00
State Street Bank & Trust Co.	1,000,000.00
Brookline Trust Co.	750,000.00
First National Bank of Boston	750,000.00
U.S. Trust Co.	250,000.00
Capitol Bank & Trust Co.	200,000.00
Total	\$ 14,000,000.00*
Interest Paid on Loans in Anticipation of Tax Revenue - 1982	\$ 59,029.92
*\$10,000,000.00 of above listed loans to be repaid in 1983	

INTEREST EARNED ON INVESTMENTS

Investment of Surplus Revenue	\$ 699,995.90
Investment of Revenue	
Sharing Funds	60,915.66
Total	\$ 760,911.56

Comptroller

The objectives of the Comptroller's Office are to provide current accurate financial management information to the Board of Selectmen and to other town departments, agencies, and boards; insure compliance with applicable provisions of the General Laws of the Commonwealth as they relate to fiscal affairs; provide required financial data to the Commonwealth, Federal Government, and other government-related agencies; develop and review, as necessary, the financial systems operating within the town government to insure maintenance of sound internal control.

Your Comptroller serves as a member of the town's Financial Management Committee, Computer Coordinating Committee, and is Chairman of the Board of the Brookline Retirement System.

In his capacity as Chairman of the Retirement

Board, the Comptroller serves as a member of a review panel for indemnification of retired Police Officers and Fire Fighters for medical costs incurred as a result of work-related accidental disability.

During 1982, Price Waterhouse & Co. notified us that this would be the last year they would audit municipalities from their Boston Office. We have completed our search and evaluation for new auditors and have awarded the 1983 audit to Arthur Andersen & Co. of Boston.

The scheduled conversion to a new accounting system faced many delays during 1982 which resulted in termination of our contract with an outside vendor and full refund to the town of all sums paid. As 1982 draws to a close we are still searching for a new contractor to provide an accounting system for our computer.

In November, the Treasurer issued new bonds and Moody's Investor Service continued to uphold an "Aa" bond rating.

The cost of living allowance for retirees was granted by the Legislature at 3%, effective July 1, 1982, and is

funded by the Commonwealth.

Your Comptroller is President of the Massachusetts Municipal Auditors and Accountants Association and is also the President of the Norfolk County Municipal Finance Officers Association for Fiscal 1983.

Notes

TELEPHONE DIRECTORY

AT YOUR SERVICE

In an emergency...

FIRE DEPARTMENT

Fire and emergencies
Headquarters

911 and 232-4646
232-8366

POLICE DEPARTMENT

Emergencies
For other purposes

911 and 734-1212
734-1212

AT TOWN HALL...

Board of Selectmen
Executive Secretary
Assessors
Building
Comptroller
Conservation Commission
Historical Commission
Park and Recreation
Personnel Board
Planning Board
Public Works
Purchasing
Rent Control Board
Town Clerk
Town Counsel
Transportation
Treasurer-Collector
Veterans' Services

232-9000

Public Schools

734-1111

OTHER VITAL SERVICES

PUBLIC WORKS...Emergencies

Highway Division
Water Division

277-8149 and 734-0113
232-2868

Forestry Department

277-9623

Council on Aging (Multi-Service Center)

731-8100

Health Department

232-9020

Human Relations-Youth Resources Commission

232-9020

Library...Main

734-0100

Coolidge Corner

277-0579

Putterham

469-0750

Municipal Golf Course

566-5008

Municipal Pool

566-9506

Walnut Hill Cemetery

277-4140

Brookline Housing Authority

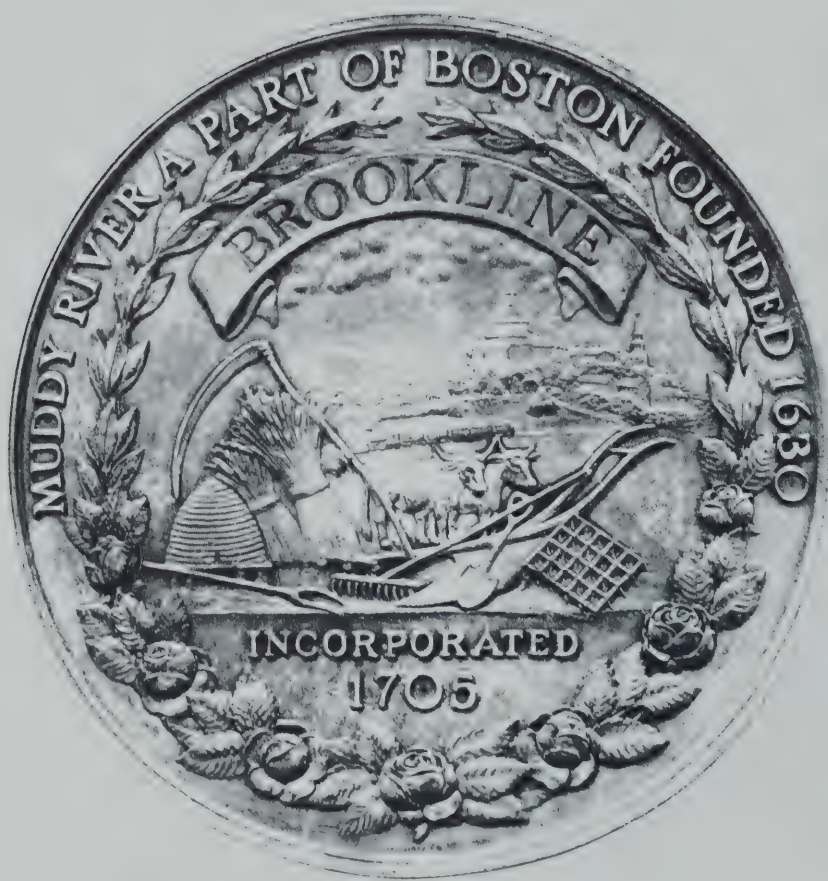
277-2022

Brookline Redevelopment Authority

734-9211

Brookline Municipal Court

232-4660



TOWN OF BROOKLINE

ANNUAL REPORT

PART II



OFFICIAL TOWN RECORDS

TOWN CLERK'S REPORT

1982

COMPTROLLER'S REPORT

July 1, 1981 - June 30, 1983

TOWN OF BROOKLINE
1982 ANNUAL TOWN REPORT
PART II
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Section 2. - Comptroller's Report for July 1, 1981-June 30, 1982

Comptroller's Report, with separate Table of Contents,
follows page 165.



TOWN of BROOKLINE

Massachusetts

02147

WILLIAM F. SULLIVAN
TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

January 8, 1982

Dear Town Meeting Member:

In accordance with Massachusetts General Laws, Chapter 43A, Section 5, you are hereby notified that the Board of Selectmen has called for a Special Town Meeting to be held on Wednesday, February 3, 1982 at 7:00 P.M. in the High School Auditorium.

Warrant for said meeting is enclosed herewith.

Sincerely,

William F. Sullivan
Town Clerk

enc.

BROOKLINE TOWN RECORDS
FOR THE MUNICIPAL YEAR ENDING DECEMBER 31, 1982.

W A R R A N T

THE
COMMONWEALTH
OF MASSACHUSETTS

Special Town Meeting

Norfolk, ss.
To any Constable of the Town of Brookline,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the Inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

WEDNESDAY, the Third Day of February, 1982

at seven o'clock in the evening for the following purposes, to wit:

First Article. To see if the Town will accept the report entitled "Feasibility Study for Relocation of the Brookline Water Division" prepared by Chisholm Washington Associates, Inc., at the direction of the Selectmen, and any supplements of said study, or act on anything relative thereto.

Second Article. To see if the Town will waive Step 5 of Article XV-A and appropriate funds, to be expended under the direction of Selectmen, for the construction, including the cost of plans and specifications, original equipment and furnishings, of a new Water Division Facility on Town-owned land off Netherlands Road, or such other site as may be approved by this Town Meeting; said facility to be designed and constructed in conjunction with the Marsh B-2 Parcel UDAG Project; appropriate funds to dismantle and reerect at an alternate location the Water Division metal storage building currently located on the B-2 Parcel; rescind any previous Town Meeting authorizations relative to the acquisition of a new Water Division facility; and determine whether such appropriations will be provided by transfer from available funds by borrowing or by any combination of the foregoing, or act on anything relative thereto.

Third Article. To see if the Town will amend the Zoning By-law as follows:

- (A) Amend Section 6.11(b)(1) of the Zoning Bylaw by substituting for the existing wording the following:



TOWN of BROOKLINE
Massachusetts

02147

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TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

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W A R R A N T

THE
COMMONWEALTH
OF MASSACHUSETTS

Special Town Meeting

Norfolk, ss.
To any Constable of the Town of Brookline,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the Inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

WEDNESDAY, the Third Day of February, 1982.

at seven o'clock in the evening for the following purposes, to wit:

First Article. To see if the Town will accept the report entitled "Feasibility Study for Relocation of the Brookline Water Division" prepared by Chisholm Washington Associates, Inc., at the direction of the Selectmen, and any supplements of said study, or act on anything relative thereto.

Second Article. To see if the Town will waive Step 5 of Article XV-A and appropriate funds, to be expended under the direction of Selectmen, for the construction, including the cost of plans and specifications, original equipment and furnishings, of a new Water Division Facility on Town-owned land off Netherlands Road, or such other site as may be approved by this Town Meeting; said facility to be designed and constructed in conjunction with the Marsh B-2 Parcel UDAG Project; appropriate funds to dismantle and reerect at an alternate location the Water Division metal storage building currently located on the B-2 Parcel; rescind any previous Town Meeting authorizations relative to the acquisition of a new Water Division facility; and determine whether such appropriations will be provided by transfer from available funds by borrowing or by any combination of the foregoing, or act on anything relative thereto.

Third Article. To see if the Town will amend the Zoning By-law as follows:

- (A) Amend Section 6.11(b)(1) of the Zoning Bylaw by substituting for the existing wording the following:

"For hotels, each sleeping room shall equal one dwelling unit, except that in General Business Districts, the Board of Appeals may by special permit substitute the provision that each two sleeping rooms shall equal one dwelling unit; such special permit finding shall take into account accessibility to mass transit, proximity to major thoroughfares, mix of land uses within the development and on adjacent sites, and any other factors which the Board deems relevant. For other residences not consisting of dwelling units, each two sleeping rooms for single or double occupancy shall equal one dwelling unit. Where sleeping rooms contain beds for more than two persons, each four beds shall equal one dwelling unit.";

(B) Amend Section 2.17 of the Zoning Bylaw by inserting the following sentence immediately preceding the last sentence in the paragraph.

"If the tenancy under written lease referred to in subsection (2) above is held with a public agency, the minimum term of the lease shall be for a period of not less than 50 years.";

or act on anything relative thereto.

Fourth Article. To see if the Town will amend the Zoning Map by including within the G-2.0 General Business District the area, as identified in the 1978 Atlas of the Town of Brookline described as all lots in Blocks 138 and 138A and to the centerline of Brookline Avenue and Washington Street on the southerly side, to the centerline of the easterly leg of new Pearl Street and the extension thereof to the centerline of the MBTA and along said centerline in a southwesterly direction to meet the boundary presently zoned G-2.0 on the westerly side, all of which is now zoned I-1.0 Industrial Service District, or act on anything relative thereto.

Fifth Article. To see if the Town will amend the Zoning Bylaw as follows:

(A) Amend Section 4.30 Other Principal Uses 49A by substituting "A8" for "A9" in line 5 and by adding in line 6 after "May 2, 1977," the phrase "and revised November 28, 1980," and continue to the end of the paragraph.

(B) Amend Section 4.30 Other Principal Uses 49B by substituting "FEMA" for "H.U.D." and in line 8 after "Code of Federal Regulations," change title description to "Title 44, Chapter 1, Subchapter B, Part 59, Section 60.6(a) 1-6, May 31, 1979.*"

or act on anything relative thereto.

Sixth Article. To see if the Town will amend the Zoning Map by changing Block 411, Lot 1-2, as identified in the 1980 Atlas of the Town of Brookline, presently zoned S-10, to S-25, or act on anything relative thereto.

Seventh Article. To see if the Town will authorize the Board

of Selectmen to file preapplications and applications under the Housing and Community Development Act of 1974, P.L. 93-383, as amended, including an application for Community Development Block Grant funds for the general programs to be undertaken in FY83 in the amount of \$1,400,000 as the same may be amended; and authorize the Board of Selectmen to take such other actions and file such other applications and applications as may be appropriate and necessary to obtain funds for these programs and such other funds to which the Town may be eligible under said Act; and to appropriate and to authorize the Board of Selectmen to expend funds received or to be received by the Town from the Department of Housing and Urban Development as a result of said applications, or act on anything relative thereto.

Eighth Article. To see if the Town, in accordance with General Laws, Chapter 44, Section 64, will authorize payment of any one or more of the following unpaid bills of previous years, in the amounts indicated below, which may be legally unenforceable due to the insufficiency of the appropriations therefor:

New England Telephone Company	\$ 37.30
Deland, Gibson, Meade & Gale, Inc.	197.00
Pat's Glass & Mirror Co.	223.86
Fisk Alden Ford Tractors	145.00
	<u>\$ 603.16</u>

and will raise and appropriate, or appropriate from available funds, \$603.16, or any other sum, to pay the same, or act on anything relative thereto.

Ninth Article. To see if the Town will appropriate and transfer \$23,304.00, or any other sum, from the Traffic Fines Account, or other available funds, to defray the cost of administering the Traffic Fine system until June 30, 1982, or act on anything relative thereto.

Tenth Article. To see if the Town will amend Article 1 of the Brookline Bylaws by deleting Sections 3.a and 3.b and by replacing them with the following:

"Section 3.a. The Moderator shall, in May of each year, appoint citizens to serve on the Advisory Committee (the Committee), established under G.L.c.39, Section 16, and this Bylaw. The members of the Committee shall serve without pay. At least sixteen members shall be elected Town Meeting Members at the time of their appointment and at least one shall have been elected from each precinct. No more than four members shall be from the same precinct. No member of the Committee shall be a salaried officer of the Town or a member of any standing board or committee having charge of the expenditure of money; but, this restriction shall not disqualify members of special committees, which may be created from time to time by Town Meeting, the Moderator or the Selectmen to report on specific problems, for appointment to the Committee."

"Section 3.b. The Committee shall comprise not less than twenty nor more than thirty citizens of the Town. Members shall hold office from July 1st, in the year of their appointment, for three year staggered terms and until their successors are appointed. Vacancies shall be filled by the Moderator for the remainder of the term. Members - at - Large may be, but need not be, Town Meeting Members.",

or act on anything relative thereto.

Eleventh Article. To see if the Town will amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

I. Section 3, subsection (h) is amended by adding the following new paragraph:

(5) The act of an owner of a building after January 26, 1982 in directly or indirectly selling, offering for sale, or agreeing to sell as a condominium or cooperative unit any controlled rental unit in such building, unless the sale or offer is to an existing tenant of the unit.

II. Section 9A, subsection (c) is amended by striking the words "60% of the tenants" and substituting the words: tenants in 60% of the controlled rental units

or act on anything related thereto.

Twelfth Article. To see if the Town will authorize and approve the filing of a petition with the General Court in substantially the following form:

An Act exempting retirement system costs in the Town of Brookline from the limits set forth in General Laws, Chapter Fifty-nine, Section Twenty-One C

Be it Enacted, etc., as follows:

SECTION 1. The retirement system costs and expenses, including the benefits due under General Laws, Chapter 32, payable by the Town of Brookline during any fiscal year, shall be exempt from and shall not be included in the annual calculation of "total taxes assessed" under Section 21C in Chapter 59 of the General Laws.

SECTION 2. This act shall take effect upon its passage.";

or act on anything relative thereto.

Thirteenth Article. To see if the Town will (1) request that the petition filed with the General Court pursuant to the vote on the Sixth Article of the Special Town Meeting held on Tuesday, November 17, 1981, be withdrawn, and (2) authorize and approve the filing of another petition with the General Court in substantially the following form:

"AN ACT PROVIDING FOR THE REMOVAL OF ELECTED MEMBERS OF THE BROOKLINE HOUSING AUTHORITY:

BE IT ENACTED, ETC., AS FOLLOWS, SUBJECT TO THE APPROVAL OF VOTERS OF THE TOWN OF BROOKLINE AT A TOWN ELECTION:

Section 1. Notwithstanding the provisions of General Laws, Chapter 121B, the terms of the elected members of the Brookline Housing Authority serving on the date of the passage of this Act, shall terminate 90 days after the passage of this Act.

Section 2. The Board of Selectmen shall appoint a new member to serve the remainder of the term of each elected member removed by Section 1.

Section 3. Other than as expressly provided in Sections 1 and 2, or in other applicable law, members of the Brookline Housing Authority shall be selected as provided in General Laws, Chapter 121 B.

Section 4. Nothing contained herein shall change or modify the powers and duties of the Brookline Housing Authority.

Section 5. This Act shall take effect upon its passage.";

or act on anything relative thereto.

Hereof fail not, and make due return of this warrant, with your doings thereon, to the Selectmen fourteen days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this twenty-second day of December in the year of our Lord, one thousand nine hundred and eighty-one.

s/Robert M. Stein

s/Edward Novakoff

s/Stephen B. Goldenberg

Board of Selectmen

Norfolk, ss.

Brookline

January 5, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline to meet at the High School Auditorium in said Town at 7:00 P.M., Wednesday, February 3, 1982 by posting true and attested copies of the within Warrant in twenty public places and by causing it to be published in the Brookline Chronicle-Citizen, issue of December 31, 1981, an attested copy of the within Warrant. All of which was done at least fourteen days before said meeting.

/s William Figler
Constable

SPECIAL TOWN MEETING

February 3, 1982

Pursuant to the Warrant of the Selectmen, served according to law upon the inhabitants of the Town of Brookline by a Constable of said Town, and written notices sent by the Town Clerk, at least fourteen days before the day of the meeting to the Town Meeting Members qualified to act in Town Meetings in Brookline under the provisions of Chapter 43A of the General Laws, as amended, accepted by the Town of Brookline March 10, 1942, the Town Meeting Members, so qualified, met at the High School Auditorium in said Town on Wednesday, February 3, 1982 at seven o'clock in the evening.

Lists of duly qualified Town Meeting Members were used at the entrances to the meeting place and were in charge of Richard Boffa, Jo-Anne Brooks, Edward M. Kelly, Janet Ouellette and Patricia Splaine, who were sworn to the faithful performance of their duties by the Town Clerk. The lists contained the names of two hundred forty-eight (248) Town Meeting Members qualified to participate in and vote in Town Meetings in Brookline.

No Town Meeting Members were allowed within the rails until their names had been checked on the lists.

At twenty-five minutes past seven o'clock, the checkers reported that one hundred twenty-nine (129) names of Town Meeting Members had been checked, or more than one-half of all Town Meeting Members qualified, and the Town Clerk reported a quorum was present.

The meeting was called to order by the Moderator, Justin L. Wyner.

The Moderator appointed the following members as tellers: John Doherty, Natalie Zuckerman, Carl Dreyfus, Karen Fischer, Daniel Ford and Margaret Richardson. They were sworn to the faithful performance of their duties by the Town Clerk.

Member Benedict S. Alper, Precinct 12, was recognized by the Moderator and addressed the meeting upon the occasion of the 100th birthday of Franklin Delano Roosevelt.

Robert M. Stein, Chairman of the Board of Selectmen, Thomas McCarthy of Village Place Associates, and Francis J. Hickey, Executive Director of the Brookline Redevelopment Authority, addressed the meeting relative to the demise of the proposed redevelopment of the B-2 Parcel in Brookline Village.

The Articles in the Warrant were then taken up and voted upon as follows:

FIRST ARTICLE - To see if the Town will accept the report entitled "Feasibility Study for Relocation of the Brookline Water Division" prepared by Chisholm Washington Associates, Inc., at the direction of the Selectmen, and any supplements of said study, or act on anything relative thereto.

SECOND ARTICLE - To see if the Town will waive Step 5 of Article XV-A and appropriate funds, to be expended under the direction of Selectmen, for the construction, including the

cost of plans and specifications, original equipment and furnishings, of a new Water Division Facility on Town-owned land off Netherlands Road, or such other site as may be approved by this Town Meeting; said facility to be designed and constructed in conjunction with the Marsh B-2 Parcel UDAG Project; appropriate funds to dismantle and reerect at an alternate location the Water Division metal storage building currently located on the B-2 Parcel; rescind any previous Town Meeting authorizations relative to the acquisition of a new Water Division facility; and determine whether such appropriations will be provided by transfer from available funds, by borrowing or by any combination of the foregoing, or act on anything relative thereto.

THIRD ARTICLE - To see if the Town will amend the Zoning By-law as follows:

- (A) Amend Section 6.11(b)(1) of the Zoning Bylaw by substituting for the existing wording the following:
 "For hotels, each sleeping room shall equal one dwelling unit, except that in General Business Districts, the Board of Appeals may by special permit substitute the provision that each two sleeping rooms shall equal one dwelling unit; such special permit finding shall take into account accessibility to mass transit, proximity to major thoroughfares, mix of land uses within the development and on adjacent sites, and any other factors which the Board deems relevant. For other residences not consisting of dwelling units, each two sleeping rooms for single or double occupancy shall equal one dwelling unit. Where sleeping rooms contain beds for more than two persons, each four beds shall equal one dwelling unit.";
- (B) Amend Section 2.17 of the Zoning Bylaw by inserting the following sentence immediately preceding the last sentence in the paragraph.
 "If the tenancy under written lease referred to in subsection (2) above is held with a public agency, the minimum term of the lease shall be for a period of not less than 50 years.";

or act on anything relative thereto.

FOURTH ARTICLE - To see if the Town will amend the Zoning Map by including within the G-2.0 General Business District the area, as identified in the 1978 Atlas of the Town of Brookline, described as all lots in Blocks 138 and 138A and to the centerline of Brookline Avenue and Washington Street on the southerly side, to the centerline of the easterly leg of new Pearl Street and the extension thereof to the centerline of the MBTA and along said centerline in a southwesterly direction to meet the boundary presently zoned G-2.0 on the westerly side, all of which is now zoned I-1.0 Industrial Service District, or act on anything relative thereto.

Upon motion of Robert M. Stein, duly seconded, it was by a majority, voted, to indefinitely postpone action under Articles #1, #2, #3 and #4. Haskell A. Kassler, Esquire, requested to be recorded as abstaining on these articles.

FIFTH ARTICLE - To see if the Town will amend the Zoning By-law as follows:

- (A) Amend Section 4.30 Other Principal Uses 49A by substituting "A8" for "A9" in line 5 and by adding in line 6 after "May 2, 1977," the phrase "and revised November 28, 1980," and continue to the end of the paragraph.
- (B) Amend Section 4.30 Other Principal Uses 49B by substituting "FEMA" for "H.U.D." and in line 8 after "Code of Federal Regulations," change title description to "Title 44, Chapter 1, Subchapter B, Part 59, Section 60.6(a) 1-6, May 31, 1979.*"

or act on anything relative thereto.

Upon motion of Robert M. Stein, seconded by Jean Berg, it was unanimously VOTED: To amend Section 4.30 Other Principal Uses 49A by substituting "A8" for "A9" in line 5 and by adding in line 6 after "May 2, 1977," the phrase "and revised November 28, 1980," and continue to the end of the paragraph.

VOTED: To amend Section 4.30 Other Principal Uses 49B by substituting "FEMA" for "H.U.D." and in line 8 after "Code of Federal Regulations," change title description to "Title 44, Chapter 1, Subchapter B, Part 59, Section 60.6(a) 1-6, May 31, 1979.*"

SIXTH ARTICLE - To see if the Town will amend the Zoning Map by changing Block 411, Lot 1-2, as identified in the 1980 Atlas of the Town of Brookline, presently zoned S-10, to S-25, or act on anything relative thereto.

Upon motion of Eleanor Myerson, duly seconded, it was unanimously:

VOTED: To amend the Zoning Map by changing Block 411, Lot 1-2, as identified in the 1980 Atlas of the Town of Brookline, and the abutting street to the centerline thereof, presently zoned S-10 to S-15.

SEVENTH ARTICLE - To see if the Town will authorize the Board of Selectmen to file preapplications and applications under the Housing and Community Development Act of 1974, P.L. 93-383 as amended, including an application for Community Development Block Grant funds for the general programs to be undertaken in FY83 in the amount of \$1,400,000 as the same may be amended; and authorize the Board of Selectmen to expend funds received or to be received by the Town from the Department of Housing and Urban Development as a result of said applications, or act on anything relative thereto.

Upon motion of Jean Berg, seconded by Robert M. Stein, it was unanimously:

VOTED: That the Town authorize the Board of Selectmen to file preapplications and applications under the Housing and Community

Development Act of 1974, P.L. 93-383, as amended, including an application for Community Development Block Grant funds for the general programs to be undertaken in FY-1983 in an amount not to exceed \$1,400,000, as the same may be amended; and authorize the Board of Selectmen to take such other actions and file such other preapplications and applications as may be appropriate and necessary to obtain funds for these programs and such other funds for which the Town may be eligible under said Act; and to appropriate, and to authorize the Board of Selectmen to expend, funds received, or to be received, by the Town from the Department of Housing and Urban Development as a result of said applications, in accordance with the following chart:

A. <u>PROGRAM MANAGEMENT</u>	
1. Fiscal Administration	\$ 26,600
2. Grant Administration	57,000
3. Legal Services	19,500
B. <u>HOUSING</u>	
1. Housing Inspection and Rehab.	110,000
2. North Brookline Rehab. Subsidy Fund	100,000
3. Town-Wide Rehab. Subsidy Fund	110,000
4. Public Housing Modernization	87,500
5. Equity Transfer Assistance Program	85,000
C. <u>COMMERCIAL</u>	
1. Commercial Area Improvement Studies	35,200
2. Coolidge Corner Public Improvements	70,000
3. Brookline Village Commercial Area Improvements	115,000
D. <u>COMMUNITY FACILITIES</u>	
1. Street Improvements	175,000
2. Public Improvements	-0-
3. Accessibility to the Handicapped	20,000
4. Children's Center	3,200
E. <u>PARKS</u>	
1. Pierce Playground	11,000
2. Leverett Pond	30,000
F. <u>PUBLIC SERVICES</u>	
1. Youth Employment Program	90,000
G. <u>OTHER</u>	
1. C.D. Comprehensive Planning	30,000
2. Preservation Facilitation	5,000
3. UDAG	100,000
4. Contingency	20,000

\$1,300,000

C.D. PROGRAM ADD-BACK RECOMMENDATIONS - FY1983

1. Commercial Area Improvement Studies	\$5,000
2. Street Improvements	27,500
3. Accessibility to the Handicapped	5,000
4. Youth Employment Program	22,000
5. Winthrop Square Playfield, Devotion Playground	12,500
6. Neighborhood Child Care	15,000
7. Town-Wide Rehab. Subsidy Fund	<u>5,000</u>

\$92,000

VOTED: No Equity Transfer Assistance Program Funds shall be used for administration costs.

VOTED: No funds for FY 1983 shall be used to start new programs without the vote of Town Meeting.

VOTED: Unspent FY 1983 funds shall be allocated to street improvements in the target areas.

EIGHTH ARTICLE - To see if the Town, in accordance with General Laws, Chapter 44, Section 64, will authorize payment of any one or more of the following unpaid bills of previous years, in the amounts indicated below, which may be legally unenforceable due to the insufficiency of the appropriations therefor:

New England Telephone Company	\$ 37.30
Deland, Gibson, Meade & Gale, Inc.	197.00
Pat's Glass & Mirror Co.	223.86
Fisk Alden Ford Tractors	<u>145.00</u>
	\$603.16

and will raise and appropriate, or appropriate from available funds \$603.16, or any other sum, to pay the same, or act on anything relative thereto.

Upon motion of Robert M. Stein, seconded by Jean Berg, it was unanimously:

VOTED: That the Town appropriate and transfer from surplus revenue \$603.16 to pay unpaid bills listed in the Eighth Article.

NINTH ARTICLE - To see if the Town will appropriate and transfer \$23,304.00, or any other sum, from the Traffic Fines Account, or other available funds, to defray the cost of administering the Traffic Fine system until June 30, 1982, or act on anything relative thereto.

Upon motion of Robert M. Stein, duly seconded, it was unanimously:

VOTED: To appropriate and transfer \$23,304 from the Traffic Fines Account, to defray the cost of administering the Traffic Fine System until June 30, 1982.

TENTH ARTICLE - To see if the Town will amend Article 1 of the Brookline Bylaws by deleting Sections 3.a. and 3.b. and by replacing them with the following:

"Section 3.a. The Moderator shall, in May of each year, appoint citizens to serve on the Advisory Committee (the Committee), established under G.L.c.39, Section 16, and this Bylaw. The members of the Committee shall serve without pay. At least sixteen members shall be elected Town Meeting Members at the time of their appointment and at least one shall have been elected from each precinct. No more than four members shall be from the same precinct. No member of the Committee shall be a salaried officer of the Town or a member of any standing board or committee having charge of the expenditure of money; but, this restriction shall not disqualify members of special committees, which may be created from time to time by Town Meeting, the Moderator or the Selectmen to report on specific problems, for appointment to the Committee."

"Section 3.b. The Committee shall comprise not less than twenty nor more than thirty citizens of the Town. Members shall hold office from July 1st in the year of their appointment for three year staggered terms and until their successors are appointed. Vacancies shall be filled by the Moderator for the remainder of the term. Members-at-Large may be, but need not be, Town Meeting Members.",

or act on anything relative thereto.

Upon motion of Shalom Haas, duly seconded, the following amendment was defeated by a counted vote, voting yes 78 and no 99:

Section 3.b. In first sentence substitute "twenty-four" for "not less than twenty nor more than thirty"; sentence now to read as follows:

The Committee shall comprise twenty-four citizens of the Town. (The remainder of Section to follow Advisory Committee recommendation on page 10-2)

An amendment offered by Bruce R. Young, duly seconded, to have the term of current members terminated on April 30, 1982 was defeated.

Upon motion of Ruth D. Dorfman, duly seconded, it was, by a majority:

VOTED: To amend Article 1 of the Brookline Bylaws by deleting Sections 3.a. and 3.b. and by replacing them with the following:

"Section 3.a. The Moderator shall, in May of each year, appoint citizens to serve on the Advisory Committee (the Committee), established under G.L.c. 39, Section 16, and this Bylaw. The members of the Committee shall serve without pay. At least sixteen members shall be elected Town Meeting Members at the time of their appointment and at least one shall have been elected

from each precinct. No more than four members shall be from the same precinct. No member of the Committee shall be a salaried officer of the Town or a member of any standing board or committee having charge of the expenditure of money; but this restriction shall not disqualify members of special committees, which may be created from time to time by Town Meeting, the Moderator or the Selectmen to report on specific problems, for appointment to the Committee."

"Section 3.b. The Committee shall comprise not less than twenty nor more than thirty citizens of the Town. Members shall hold office from July 1st, in the year of their appointment, for three year staggered terms and until their successors are appointed. Vacancies shall be filled by the Moderator for the remainder of the term. Members-at-Large may be, but need not be, Town Meeting Members, provided that no more than six shall be members-at-large."

ELEVENTH ARTICLE - To see if the Town will amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

I. Section 3, subsection (h) is amended by adding the following new paragraph:

(5) The act of an owner of a building after January 26, 1982 in directly or indirectly selling, offering for sale, or agreeing to sell as a condominium or cooperative unit any controlled rental unit in such building, unless the sale or offer is to an existing tenant of the unit.

II. Section 9A, subsection (c) is amended by striking the words "60% of the tenants" and substituting the words:

tenants in 60% of the controlled rental units

or act on anything relative thereto.

Upon motion of John Businger, duly seconded, it was

VOTED:

I. Section 9A of Article XXXVIII of the Brookline Bylaws is amended by inserting after subsection (a) the following new subsection:

(a $\frac{1}{2}$) After February 3, 1982 no person who owns, manages, markets, or otherwise controls a building and no agent of any such person shall directly or indirectly sell, offer for sale, or agree to sell as a condominium or cooperative unit any controlled rental unit in such building unless the board has issued a removal permit for that unit, or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit.

The above vote was passed by a counted vote, ninety-six (96) recorded as in favor, and ninety (90) recorded as opposed.

Upon motion of John Businger, duly seconded, it was

VOTED:

- II. Section 9A, subsection (c) is amended by striking the words "60% of the tenants" and substituting the words:

tenants in 60% of the controlled rental units

- II. That the following language be added to the amendment proposed under Part II of Article Eleven in the warrant:

"This amendment shall not apply to any building which before February 3, 1982 had recorded condominium documents and had at least 5% of the units with signed Purchase and Sale Agreements, with cancelled checks."

The above vote was passed by a counted vote, one hundred six (106) recorded as in favor, and seventy-three (73) recorded as opposed.

TWELFTH ARTICLE - To see if the Town will authorize and approve the filing of a petition with the General Court in substantially the following form:

An Act exempting retirement system costs in the Town of Brookline from the limits set forth in General Laws, Chapter Fifty-nine, Section Twenty-one C

Be it Enacted, etc., as follows:

SECTION 1. The retirement system costs and expenses, including the benefits due under General Laws, Chapter 32, payable by the Town of Brookline during any fiscal year, shall be exempt from and shall not be included in the annual calculation of "total taxes assessed" under Section 21C in Chapter 59 of the General Laws.

SECTION 2. This Act shall take effect upon its passage."; or act on anything relative thereto.

Upon motion of Robert M. Stein, duly seconded, it was:

VOTED: To authorize and approve the filing of a petition with the General Court in substantially the following form:

An Act exempting retirement system costs in the Town of Brookline from the limits set forth in General Laws, Chapter Fifty-nine, Section Twenty-one C

Be it enacted, etc., as follows:

SECTION 1. The retirement system costs and expenses, including the benefits due under General Laws, Chapter 32, payable by the Town of Brookline during any fiscal year, shall be exempt from and shall not be included in the annual calculation of "total taxes assessed" under Section 21C in Chapter 59 of the General Laws.

SECTION 2. This Act shall take effect after its passage and upon a vote of approval by a Town Meeting.

The above vote was passed by a substantial majority, was so declared by the Moderator, and is so recorded.

THIRTEENTH ARTICLE - To see if the Town will (1) request that the petition filed with the General Court pursuant to the vote on the Sixth Article of the Special Town Meeting held on Tuesday, November 17, 1981, be withdrawn, and (2) authorize and approve the filing of another petition with the General Court in substantially the following form:

"An Act providing for the removal of elected members of the Brookline Housing Authority:

be it Enacted, etc., as follows, subject to the approval of voters of the Town of Brookline at a Town election:

SECTION 1. Notwithstanding the provisions of General Laws, Chapter 121B, the terms of the elected members of the Brookline Housing Authority serving on the date of the passage of this Act, shall terminate 90 days after the passage of this Act.

SECTION 2. The Board of Selectmen shall appoint a new member to serve the remainder of the term of each elected member removed by Section 1.

SECTION 3. Other than as expressly provided in Sections 1 and 2, or in other applicable law, members of the Brookline Housing Authority shall be selected as provided in General Laws, Chapter 121B.

SECTION 4. Nothing contained herein shall change or modify the powers and duties of the Brookline Housing Authority.

SECTION 5. This Act shall take effect upon its passage.";

or act on anything relative thereto.

Upon motion of Jean Berg, duly seconded, it was:

VOTED: That the petition filed with the General Court pursuant to the vote on the Sixth Article of the Special Town Meeting held on Tuesday, November 17, 1981, be withdrawn, and to authorize and approve the filing of another petition with the General Court in substantially the following form:

An Act providing for the removal of elected members of the Brookline Housing Authority:

be it enacted, etc., as follows, subject to the approval of voters of the Town of Brookline at a Town election or General Election:

SECTION 1. Notwithstanding the provisions of General Laws, Chapter 121B, the terms of the elected members of the Brookline Housing

Authority serving on the date of the passage of this Act, shall terminate 60 days after the passage of this Act.

SECTION 2. The Board of Selectmen shall appoint a new member to serve the remainder of the term of each elected member removed by Section 1.

SECTION 3. Other than as expressly provided in Sections 1 and 2, or in other applicable law, members of the Brookline Housing Authority shall be selected as provided in General Laws, Chapter 121B.

SECTION 4. Nothing contained herein shall change or modify the powers and duties of the Brookline Housing Authority.

Section 5. This Act shall take effect upon its passage."

The above vote was passed by a counted vote, one hundred and four (104) recorded as in favor and sixty two (62) recorded as opposed.

Mr. Robert M. Stein, Chairman of the Board of Selectmen, addressed the meeting and thanked the Moderator, Mr. Justin L. Wyner, for his outstanding service as Moderator during the past twelve years, pointing out his service as a member of the Advisory Committee, as Chairman of the Advisory Committee from 1961 through 1963 and his many years of service as an elected Town Meeting Member. The Town Meeting Members rose as a single body and applauded, for many minutes, Moderator Justin L. Wyner for his devoted service to the Town of Brookline.

Anne A. Jackson, President of the Town Meeting Members Association and Jean D. Berg, Chairman of the Advisory Committee, also spoke of Mr. Wyner's contributions to the Town.

At 10:50 p.m. an emotional Moderator declared this Special Town Meeting now is dissolved.

At the close of the meeting, the Checkers reported that the names of two hundred and seventeen (217) Town Meeting Members had been checked on the lists as in attendance at this Special Town Meeting.

Dissolved:

Attest:

William F. Sullivan
Town Clerk

W A R R A N T

THE
COMMONWEALTH
OF MASSACHUSETTS

Norfolk, ss.

To any Constable of the Town of Brookline, Greetings:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of the Town of Brookline qualified to vote in elections to meet at the polling places designated for the several precincts in said town on

TUESDAY, the sixth
day of April, 1982

at seven o'clock in the forenoon for the following purposes, to wit: .

To choose by ballot the following Town Officers:

One Moderator.....For three years
One Town Clerk.....For three years
Two Selectmen.....For three years
Four Trustees of the Public Library.....For three years
Three Members of the School Committee.....For three years
One Member of the Brookline Redevelopment
Authority.....For one year
One Member of the Brookline Redevelopment
Authority.....For five years

ALSO

Five Town Meeting Members.....For three years
In Precincts 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15 and 16
Two Town Meeting Members.....For two years
To fill vacancies in Precinct 1
One Town Meeting Member.....For two years
To fill a vacancy in Precinct 4
Two Town Meeting Members.....For one year
To fill vacancies in Precinct 7
One Town Meeting Member.....For one year
To fill a vacancy in Precinct 14

Also for the purpose of giving "Yes" or "No" votes on the following question:

QUESTION

"Do you approve of the sale of the Wollaston Recreational Facility, also known as the Wollaston Golf Course in Norfolk County by the County Commissioners?"

Hereof fail not, and make due return of the warrant, with your doings thereon, to the Selectmen seven days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this 12th day of January in the year of our Lord one thousand nine hundred and eighty-two.

s/Robert M. Stein

s/Eleanor Myerson

s/Edward Novakoff

s/Stephen Goldenberg

s/Ronald F. Rosenblith

Board of Selectmen

Norfolk, ss.

Brookline, Massachusetts

January 25, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline as within described, by posting true and attested copies of this Warrant in twenty public places within the Town. I also had a true and attested copy of this Warrant published in the Brookline Chronicle-Citizen, issue of January 21, 1982. All of which was done at least seven days before said election.

/s John P. McElroy
Constable

TOWN OF BROOKLINE TOWN ELECTION

OFFICIAL RESULTS
APRIL 6, 1982

PRECINCT	MODERATOR		TOWN CLERK	SELECTION				TRUSTEES OF PUBLIC LIBRARY				SCHOOL COMMITTEE				HOUSING AUTHORITY		B.R.A.		
	SAPERS	BLANKS		GOLDENBERG	MERRILL	SESLINE	BECKER	DOHERTY	SHARPE	GRIFFIN	MASON	CONNOR-TON	YODER	CLIFFORD	TOLKOFF	GUTTEN-SOHN	BLANKS		O'BOY	BLANK
1.	176	147	180	143	138	217	118	131	139	143	092	080	143	177	051	204	154	169	134	189
2.	199	145	209	135	199	171	209	158	168	163	140	096	179	186	081	229	179	165	186	158
3.	238	199	241	196	248	206	231	185	198	195	162	099	204	268	076	280	220	217	193	244
4.	198	232	275	155	205	224	201	150	216	141	184	098	214	194	121	200	197	233	216	214
5.	186	197	267	116	143	268	126	111	241	121	151	069	211	158	093	204	172	211	190	193
6.	208	139	231	116	176	203	161	163	202	156	137	092	209	184	090	220	208	139	195	152
7.	150	200	163	187	196	173	183	144	145	132	104	081	149	168	060	195	138	212	142	208
8.	156	150	159	147	168	150	180	120	116	129	097	076	149	157	034	179	150	156	147	159
9.	236	218	241	213	259	211	282	213	200	234	150	142	238	260	089	297	240	214	207	247
10.	187	171	193	155	180	202	172	173	168	176	133	101	184	181	076	227	163	195	158	200
11.	200	174	192	182	220	174	203	180	142	225	113	096	159	158	061	289	182	192	162	212
12.	229	220	214	235	192	296	183	171	169	243	136	112	225	229	067	291	191	258	176	273
13.	161	132	163	130	109	207	090	099	131	152	087	078	125	143	060	202	123	170	117	176
14.	178	165	209	134	101	280	066	108	188	120	129	087	132	126	101	205	156	187	170	173
15.	202	163	206	159	128	269	094	137	179	146	118	140	164	176	134	197	164	201	168	197
16.	153	128	177	104	152	151	107	128	136	136	101	087	128	151	102	158	129	152	136	145
TOTALS	3,057	2780	3,320	2507	2,814	3,402	2,606	2,371	2,738	2,612	2,034	1,534	2,813	2,916	1,296	3,578	2,766	2,307	2,697	2,140

TOWN OF BROOKLINE-TOWN MEETING MEMBERS

PRECINCT 1.	PRECINCT 2.	PRECINCT 3.	PRECINCT 4.	PRECINCT 5.	PRECINCT 6.
Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term
MORSE (1) 180	KICKHAM 130	ALLEN (4) 212	BAIN (1) 209	BRADLEY (3) 186	BASSETT 211 (1)
ROBINS (2) 171	STERN (1) 211	DUBBS (2) 234	BRUNO (4) 155	CAVANAGH (4) 183	DREYFUS 205 (2)
SILVAN (3) 159	WEBBY (4) 168	FISCHER 188	CONWAY 145	DOHERTY (2) 202	POHO 186 (4)
DRUMMAN (4) 146	CHAMBERLAIN (5) 134	WACKER (5) 196	ROBINSON (5) 147	HERTZMARK (1) 242	PARKER 171 (5)
POKIER 107	HAVENBERG 112	EDMONDSON 169	WALSH 108	MCLEROY (5) 171	GOLDSTEIN 166
SCHER (5) 141	MALCOLM (3) 183	KATZ (3) 218	BAKER 066		MEHAN 191 (3)
	ROBINS 095	YODER (1) 253	CALLAHAN 118		
	SPIEGEL (2) 200		HOUSTON-O'BANNON 156 (3)		
			KAHN (2) 177		
FOR TWO YEARS			FOR TWO YEARS		
VOTE FOR TWO			VOTE FOR ONE		
ALLEN 097			ADAMS 039		
BRUSSEL (2) 121			CAMPBELL 131		
DELONG (1) 191			LEIBOWITZ 164		

PRECINCT 7.	PRECINCT 8.	PRECINCT 9.	PRECINCT 10.	PRECINCT 11.	PRECINCT 12.
Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term	Town Meeting Members Vote for Five Three Year Term
BRAM (3-) 180	BOLON (2-) 180	ROSENTHAL (1-) 292	BROWN (2-) 168	KRUMSKY (1-) 261	FREEDMAN 150
CROWLEY (1-) 221	SESLING (1-) 185	ROSS (4-) 178	GAUWANN (5-) 143	LANDAU 146	KAVANAGHOLAN (3) 189
FEINMAN (2-) 187	SNEITSON (4) 147	BASTIE 153	ROSENBERG 126	LANGERMAN (2-) 203	LIBBEY (2-) 206
GRUBINGER (4-) 179	GLAZER (3-) 165	FINE 100	TISSER (1) 209	NORMAN (5-) 153	SARGON 089
PAIT (4-) 179	ZIMMERMAN (5-) 138	GOLD-PIEDGOFF (3-) 223	COOPER 140	BECKER (4) 165	SCHLESINGER (1-) 237
DEBENEDICTIS 095		O'REILLY 077	ELVERS (4-) 158	BRASMAN (3-) 168	CONNORION (5-) 170
		PERRY 082	HASS (3) 165	DAVIS 127	KALOTKIN (4) 172
		SILVER 088	NOVAKOFF 127		KAPLAN 098
		SMITIK (5-) 172			LYNCH 112
FOR ONE YEAR		TUCKMAN (2-) 224			SPINETTA 141
VOTE FOR TWO		ZOLL 143			YEIMAN 151
HOFFENBERG 123					
KAPLAN (2-) 141					
ROSENTHAL (1-) 190					
SCHICKLER 040					

TOWN OF BROOKLINE--TOWN MEETING MEMBERS

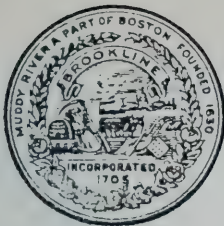
FINAL RESULTS

APRIL 6, 1982

23.

PRECINCT	13.	PRECINCT	14.	PRECINCT	15.	PRECINCT	16.
Town Meeting Members Vote for Five Three Year Term		Town Meeting Members Vote for Five Three Year Term		Town Meeting Members Vote for Five Three Year Term		Town Meeting Members Vote for Five Three Year Term	
FINE	144 (2)	BERG	131	COLLINS	(4) 175	GERTE	(2) 161
SMITH	116 (5)	BREMER	(5) 137	HALL	(2) 193	HALPERIN	(4) 144
WALDMAN	140 (3)	DOW	135	HIRSHOM	(3) 180	SELIB	(5) 114
WALLIS	034	LARKIN	(1) 163	RICHARDSON	(5) 168	SWARTZ	(3) 151
GOLBURGH	121 (4)	OSTRANDER	(2) 161	RUDMAN	(1) 198	CHARM	108
HORVITZ	055	MCDONALD	(3) 154	GOULD	091	WEINSTEIN	(1) 185
OSTRANDER	089	WALSH	(4) 139	PAINE	089		
SELMYNN	090			SADEGHI-NEJAD	144		
SENECAL	151 (1)						
		FOR ONE YEAR					
		VOTE FOR ONE					
		ALTER	130				
		DONOVAN	(1) 139				

Registrars of Voters



TOWN of BROOKLINE

Massachusetts

02147

WILLIAM F. SULLIVAN
TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

April 20, 1982

Dear Town Meeting Member Candidate:

In accordance with Chapter 54, Section 135 of the Massachusetts General Laws, you are hereby officially notified that a recount petition has been filed with me for a Town recount for the office of Town Meeting Member, Precinct 14, Three Year Term. The petitioner's reason for the recount is that there may be an error in the tabulation of the votes.

Accordingly, the recount will be conducted by the Registrars of Voters beginning at 10:00 A.M. Saturday, April 24, 1982. We will meet at the Heath School Gymnasium, the polling place for Precinct 14.

Each candidate or person representing the petitioners is allowed to witness the recount, accompanied by one or counsel if desired (Chapter 54 Section 135 as amended, 1979). Each candidate or representative may also be represented by "agents", up to one "agent" for each officer or clerk reading the ballots or recording the votes. These agents must be appointed by the candidate or counsel in writing and have the right, along with the candidate and counsel, "to watch and inspect the ballots, tally sheets and all other papers used in the recount, and to watch every individual act performed in connection therewith." (Chapter 54, Section 135 as amended, 1979)

Sincerely yours,

William F. Sullivan
Town Clerk

Use as many pages as you need for all candidates and offices.
 Enter the names of candidates in rows under the "Lever Number" column.
 Do not leave a blank space for possible write-in then in-
 crease the column to separate offices.

PRECINCT - TOWN ELECTION APRIL 6, 1991. WARD _____ TOTAL VOTE _____ PAGE _____
 name of election _____
 SUNDAY APRIL 24, 1992 - 10:00 A.M. PCT. _____
 date of election _____
 PRECINCT - TOWN MEETING MEMBER 3 YEARS PRECINCT 14. _____
 city or town _____
 clerk _____
 warden _____

NAMES OF OFFICES		TOWN MEETING MEMBER 3 YEARS	
WARDS OR PRECINCTS		FOURTEEN	
LEVER NUMBERS		11	12
NAMES OF CANDIDATES Printed last name first	VOTES CAST	13	14
		15	16
Machine No. 33690	BERG	64	66
Machine No. 33691	BRENNER	38	42
Machine No. 33692	DOW	25	23
Machine No. _____	LARKIN		27
Machine No. _____	OSTRANDER		33
Machine No. _____	MCDONALD		21
Machine No. _____	WALSH		21
Machine No. _____			19
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TOWN of BROOKLINE
Massachusetts

02147

WILLIAM F. SULLIVAN
TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

April 13, 1982

Dear Town Meeting Member:

In accordance with Massachusetts General Laws, Chapter 43A, Section 5, you are hereby notified that the Board of Selectmen has called for the Annual Town Meeting to be held on Tuesday, May 11, 1982 at 7:00 P.M. in the High School Auditorium. The Board has also called for a Special Town Meeting to be held on Tuesday, May 11, 1982 at 7:15 P.M. in the High School Auditorium. Warrants for both meetings are enclosed herewith.

The Selectmen will request that the Annual Town Meeting be opened on May 11 and then adjourned to Thursday, June 17, 1982 to take up those Articles in the Warrant dealing with appropriations, a procedure similar to the 1981 Annual Town Meeting when non-monetary items were dealt with on the first evening.

Sincerely,

William F. Sullivan
Town Clerk

encs.

W A R R A N T

THE
COMMONWEALTH
OF MASSACHUSETTS1982 ANNUAL
TOWN MEETING

Norfolk, ss.

To any Constable of the Town of Brookline, Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the Inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

TUESDAY, the Eleventh
Day of May, 1982

at seven o'clock in the evening for the following purposes, to wit:

First Article. To see if the Town will establish that the number of Measurers of Wood and Bark be two, to be appointed by the Selectmen, or act on anything relative thereto.

Second Article. To see if the Town will authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1982, in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or act on anything relative thereto.

Third Article. To see if the Town will amend Article 1-B of the Bylaws of the Town by adding, deleting, or substituting positions or classes in the Classification Plan, or will otherwise amend said Article 1-B, and will amend the Pay Plan by establishing, deleting or substituting minimum, maximum or flat rate salaries for any position or class which may have been added to, deleted from or substituted in the Classification Plan under this Article, or by changing any of the existing salaries, or by amending the general provisions with respect to sick leave, vacation leave and the like; or otherwise amend said Pay Plan, or act on anything relative thereto.

Fourth Article. To see if the Town will raise and appropriate, or appropriate from available funds, the sums, or any other sum or sums, requested or proposed by the Selectmen or by any other officer,

board or committee, for any or all Town expenses and purposes, including, without limiting the foregoing, debt and interest, out of state travel, operating expenses, and to fix the salaries or other compensation of all elected officers of the Town, as provided in General Laws, Chapter 41, Section 108, and to provide for a reserve fund, or act on anything relative thereto.

Fifth Article. To see if the Town, in accordance with General Laws, Chapter 44, Section 64, will authorize payment of any one or more of the following unpaid bills of previous years, in the amounts indicated below, and which may be legally unenforceable due to the insufficiency of the appropriations therefor:

GEM Peerless Electric Supply	\$ 43.50
Selective Educational Equipment, Inc.	14.65
Brookline Moving Center	92.40
Boston Edison Company	<u>1,807.00</u>
(School Department)	\$1,957.55

and will raise and appropriate, or appropriate from available funds \$1,957.55 or any other sum, to pay for the same, or act on anything relative thereto.

Sixth Article. To see if the Town will authorize the Comptroller to close out either all or a portion of the unexpended balances in certain Special appropriations and return said sums to the Surplus Revenue Account, or act on anything relative thereto.

Seventh Article. To see if the Town will appropriate funds, to be expended under the direction of the Board of Selectmen, upon recommendation of the energy Conservation Study Committee, for the implementation of building modifications to conserve the use of energy in municipal facilities, and determine whether the appropriation will be raised by taxation, provided by transfer from available funds, by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Eighth Article. To see if the Town will raise and appropriate, or appropriate from available funds, \$267,916.00 or any other sum, to be expended by the Commissioner of Public Works, with the approval of the Board of Selectmen, for the repair, reconstruction and resurfacing of Newton and of Beacon Street:

Newton Street

- a) Town and Newton City line to 1600' Easterly
- b) Wolcott Road to West Roxbury Parkway
- c) Clyde Street to Goddard Avenue

Beacon Street - Outbound Side

- a) Corey Road, westerly 1100' to Town and Boston City line

and/or any other approved street, said sum to be totally reimbursed from the Commonwealth as provided under Chapters 351 and 732 Acts of 1981, or act on anything relative thereto.

Ninth Article. To hear and act upon the reports of Town Officers and Committees.

Tenth Article. To see if the Town will authorize taking a sum of money voted for the appropriations heretofore made at this meeting and not voted to be borrowed, from any available funds in the treasury; will authorize the Assessors to use a portion of Free Cash in the determination of the tax rate for the fiscal year commencing July 1, 1982; and will exempt a portion of Free Cash from the provisions of Section 12A, in Chapter 151 of the Acts of 1979, or act on anything relative thereto.

Eleventh Article. To see if the Town will provide funding for any or all of the purposes mentioned in the foregoing articles by taxation, by transfer from available funds, by borrowing or by any combination of the foregoing, or act on anything relative thereto.

Hereof fail not, and make due return of this warrant, with your doings thereon, to the Selectmen seven days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this thirtieth day of March in the year of our Lord, one thousand nine hundred and eighty-two.

s/Robert M. Stein

s/Edward Novakoff

s/Stephen B. Goldenberg

s/Ronald F. Rosenblith

s/Eleanor Myerson

Board of Selectmen

Norfolk, ss.

Brookline, Massachusetts

April 10, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline to meet at the High School Auditorium in said Town at 7:00 P.M., Tuesday, May 11, 1982 by posting true and attested copies of the within Warrant in twenty public places and by causing it to be published in the Brookline Chronicle-Citizen, issue of April 8, 1982, an attested copy of the within Warrant. All of which was done at least seven days before said meeting.

/s Milton Pechenick
Constable

W A R R A N T

THE
COMMONWEALTH
OF MASSACHUSETTS

SPECIAL
TOWN MEETING

Norfolk, ss.

To any Constable of the Town of Brookline, Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the Inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

TUESDAY, the Eleventh
Day of May, 1982

at seven-fifteen o'clock in the evening for the following purposes, to wit:

First Article. To see if the Town will authorize the Board of Selectmen to amend the FY 1982 Community Development Block Grant Program by reallocating certain portions of the funding therein, in accordance with HUD regulations, and to appropriate such funds for said reallocations and authorize the Board of Selectmen to expend funds received under said program for such redesignated purposes, or act on anything relative thereto.

Second Article. To see if the Town will vote to allocate any unspent FH-82 Community Development Block Grant funds for accessibility For The Handicapped to the Engineering Division of the Department of Public Works, for the purpose of Curb Cuts to provide accessibility for the handicapped and others who use them. (By petition)

Third Article. To see if the Town will appropriate from available funds, a sum of money, to be expended under the direction of the Board of Selectmen, for expenses related to the Urban Development Action Grant (UDAG) Project, in an amount not to exceed the interest received as a result of investment of the proceeds of the short-term borrowing of \$1,855,000 for the UDAG Project, or act on anything relative thereto.

Fourth Article. To see whether the Town under and pursuant to authority granted in General Laws, Chapter 40D, Section 21(g), as amended, will authorize the Board of Selectmen to enter into a contract with the owner or operator of solid waste disposal facilities to be established in the Town of Plainville for the disposal of refuse,

garbage and waste and for the use of recovered energy and materials resulting from the operation of such facilities, which contract will

- (1) be for a term of twenty years or less;
- (2) include provisions for the delivery of minimum amounts of refuse, garbage and waste and payments for the use of the facilities to be based thereon;
- (3) provide for unit prices that will be graduated and for adjustments thereof and for the use of steam, electricity and recovered materials resulting from the use of the facilities and for credits or payments to the Town resulting therefrom;
- (4) allow the use by the Town or other municipalities or private parties of the uncommitted capacity of such facilities;
- (5) contain other provisions incidental and related to the foregoing general matters; and
- (6) be generally in the form of proposed contract negotiated by representatives of the member communities of the 128 West Resource Recovery Council with such changes therein as may be negotiated by the Board of Selectmen.

or act on anything relative thereto.

Fifth Article. To see if the Town will amend the Zoning Bylaw by adopting the following amendments thereto, or will otherwise amend and adopt said proposed amendments:

To amend Section 5.11(b) by substituting for the introductory paragraph the following:

- (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures; and to amend Section 5.11(b)(1) by substituting for the existing wording the following:

- (1) the site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts;

and to amend Section 5.11(b)(2) by deleting the Paragraph and substituting the following paragraph:

- (2) the total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this section, except that not more than 10% of the area to be divided can be wetlands as determined by the Brookline Conservation Commission, and except that in S-10 Districts there shall not be more than an average of 4 dwelling units per acre for sites of two to four acres and 3- $\frac{1}{2}$ dwelling units per acre for sites larger than four acres; and except that in S-7 Districts there shall not be more than an average of 5 dwelling units per acre for sites of two to four acres and 4- $\frac{1}{2}$ dwelling units per acre for sites larger than four acres; the Board of Appeals may limit the number of units to less than the maximum permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum allowable development.

Sixth Article. To see if the Town will amend the Zoning Bylaw by adopting the following amendment thereto, or will otherwise amend

and adopt said proposed amendment:

To amend Section 4.30 to insert new use 20A:

20A Office or clinic of a licensed veterinarian for treatment of animals, including laboratories and holding facilities incidental to such treatment.

Residence				Business			Industry
<u>S</u>	<u>SC</u>	<u>T</u>	<u>M</u>	<u>L</u>	<u>G</u>	<u>O</u>	<u>I</u>
No	No	No	No	SP	SP	SP	SP

Seventh Article. To see if the Town will amend the Town Bylaws, Article IV, entitled: Contracts by Town Officers, Section 6, (Proposals) as follows:

- (a) by substituting the amount of \$4,000 for the amount of \$2,000 in the first and third paragraphs of said Section 6.
- (b) by substituting the amount of \$6,000 for the amount of \$3,500 in the first paragraph of Section 6.

or act on anything relative thereto.

Eighth Article. To see if the Town will amend the Bylaws of the Town of Brookline by adding a new Section 7, in Article XXXV, entitled: Food Vendor's License, to read as follows:

"Section 7. No license shall be issued under this Article until the applicant submits a plan acceptable to the Licensing Authority that establishes procedures and requirements for the control and elimination of litter. The plan must set forth requirements for the pick-up and disposal of litter resulting from or generated by the sale of food under the license."

or act on anything relative thereto.

Ninth Article. To see if the Town will vote to amend Article XXXVIII, Rent and Eviction Control, of the Town Bylaws by adding a numbered paragraph at the end of Section 3(b) to read as follows:

"Rental Units which are single family houses" or act on anything relative thereto. (By petition)

Tenth Article. To see if the Town will vote to amend the Bylaws of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 3. Definitions, Subparagraph (b) the following new subsection to be numbered consecutively

"Any rental units which become vacant at any time on or after June 1, 1982, or the rental units whose occupant or occupants are persons other than the occupant or occupants prior to June 1, 1982, their spouses, and any children born to them during the term of their occupancy."

or act on anything relative thereto. (By petition)

Eleventh Article. To see if the Town will vote to amend the Bylaw of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 9A, Removal from Rental Housing Use, the following new subsection to be inserted after the existing subsection(c):

"The Board shall grant a permit if the unit as to which a removal permit is sought, is a vacant unit unless the Board finds evidence that the last occupant vacated said unit because of harrassment by the owner thereof." (By petition)

Twelfth Article. To see if the Town will amend the Building Code, as adopted by the Town, April 13, 1972, and made effective January 1, 1973, as amended, by amending Section 118.3 Schedule of Fees as follows:

Add Section 8, Plan Review Filing Fee (Board of Appeals Cases)

a) Buildings

Renovations

or adaptive re-uses;

\$25/1000 sq. ft.

gross floor area

(minimum \$50)

New construction:

\$50/1,000 sq. ft.

gross floor area

(minimum \$100)

(NOTE: If construction or change in use relates solely to a portion of a building the fee will be calculated based on the area of that portion.)

b) Off-Street parking:

\$10/space

(minimum \$50)

c) Subdivision, other:

\$50

Add Section 9, Design Review Approval Filing Fee

a) Signs non-illuminated and not

more than 10 sq. ft. area

\$25

Non-illuminated and more than

10 sq. ft. area

\$50

Illuminated signs

\$75

b) Commercial facades

\$100

(for 8 and 9, if two fees apply, the larger one will be charged.)

Change existing Sections 8, 9, & 10 to 10, 11 & 12.

or act on anything relative thereto.

Thirteenth Article. To see if the Town will authorize and empower the Selectmen to continue the fees established by vote under Article 5 in the warrant for the April 1981 Special Town Meeting, or act on anything relative thereto.

Fourteenth Article. To see if the Town will authorize and empower the Selectmen to increase the license fee for Inns and Eating Establishments from \$25.00 to \$50.00 per annum, or act on anything relative thereto.

Fifteenth Article. To see if the Town will accept Chapter 743 of the Acts of 1981 which provides, in essence, real estate exemptions for certain elderly taxpayers and certain surviving spouses and minors, or act on anything relative thereto.

Sixteenth Article. To see if the Town will authorize and approve the filing of a petition with the General Court in substantially the following form:

AN ACT AUTHORIZING THE BOARD OF SELECTMEN FOR THE TOWN OF BROOKLINE TO APPOINT GLEN D. TAGGART AS A POLICE OFFICER IN THE BROOKLINE POLICE DEPARTMENT.

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary regarding the appointment of municipal police officers, the Board of Selectmen of the Town of Brookline is hereby authorized to appoint Glen D. Taggart as a full time police officer in the police department of said town inasmuch as he served in excess of two years as a Police Cadet in said Town under the provisions of the Massachusetts General Laws Chapter 147, Section 21A, has qualified by virtue of previously passing a Massachusetts Civil Service Examination for Police Officer and is a resident of said Town. Upon appointment said Glen D. Taggart shall enjoy all rights, privileges, and immunities of a police officer appointed pursuant to Massachusetts General Laws Chapter 31 and rules promulgated thereto and shall, after satisfactorily performing the duties of such position on a full time basis for a probationary period of twelve months, be considered as a full time tenured employee in such position under the provisions of the Massachusetts General Laws Chapter 31.

SECTION 2. This act shall take effect only upon its acceptance by the Board of Selectmen of the Town of Brookline and shall expire on the thirty-first of December nineteen hundred and eighty-two.

or act on anything relative thereto.

Seventeenth Article. To see if the Town will authorize the filing of a petition to the General Court in substantially the following language:

AN ACT TO AUTHORIZE THE TOWN OF BROOKLINE TO REGULATE HANDGUNS

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding any provision set forth in the General Laws, the Town of Brookline is hereby empowered to enact a Bylaw which regulates the distribution, sale and possession of handguns.

SECTION 2. This act shall take effect upon its passage. (By petition)

Eighteenth Article. To see if the Town will accept General Laws, Chapter 138, Section 33A, which provides, in essence, that the local licensing authority may authorize licensees under Section 12 to sell alcoholic beverages between the hours of 1:00 A.M. and 2:00 A.M. on

Sundays and certain holidays, or act on anything relative thereto.

Nineteenth Article. To see if the Town will approve the filing of a petition to the General Court in substantially the following form:

AN ACT RELATIVE TO USE OF CERTAIN LAND IN THE TOWN OF BROOKLINE WITHIN RESIDENTIAL DISTRICTS.

Be it Enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of Section three of Chapter Forty A of the General Laws, the Town of Brookline is hereby authorized to regulate and restrict the use of land or structures for religious purposes or for educational purposes on land owned or leased by a religious sect or denomination, or by a nonprofit educational corporation within all residentially zoned districts.

SECTION 2. This act shall take effect upon its passage.";

or act on anything relative thereto.

Twentieth Article. We the undersigned registered voters in the Town of Brookline wish to amend Article XXII Dog Control.

A present section thrown out.

A Officers will be available on a twenty-four hour basis seven days a week all legal holidays and shall cause a dog to be impounded for any of the following causes. (By petition)

Twenty-first Article. We the undersigned registered voters in the Town of Brookline request that all employees, and elected officials from Executive Secretary, Selectmen and Town Meeting Members be issued a name plate with a color background to indicate their assignment. The half inch letters for the last name should appear and initial installation should be made and if replaced the actual cost. (By petition)

Twenty-second Article. We the undersigned registered voters in the Town of Brookline request that all Department Heads and Executive Secretary and sub heads of each department (Water for example) be cut (5%) five per cent. (By petition)

Twenty-third Article. We the undersigned registered voters in the Town of Brookline request that the Town Clerk publish once a year on February 15, 1981 if that date being a holiday or Sunday the next day the salaries of the thirty highest employees and any other benefits they may have. (By petition)

Twenty-fourth Article. We the undersigned registered voters in the Town of Brookline request that the Selectmen spend no more than Two Dollars and Fifty cents (\$2.50) for any meal that could result from any regular or special meeting of the Board and the Town will pay for the following (5) Selectmen as Selectmen only, (1) Executive Secretary, (1) guest they may choose other refreshments limited to five dollars (\$5.00) per meeting. (By petition)

Twenty-fifth Article. We the undersigned registered voters in the Town of Brookline request that the Town appoint a member of the Selectmens Office Staff as ombudsman so that within a 48 hour period they can answer all questions purported by the public. I strongly recommend Ms. Mahoney as she has the background and knowledge. (By petition)

Twenty-sixth Article. We the undersigned registered voters in the Town of Brookline request a change in the Brookline E.M.T. regulation of the first responder being in charge and that it revert to the first licensed E.M.T. be in charge and criminal if any be investigated immediately by Police upon arrival at scene. (By petition)

Twenty-seventh Article. We the undersigned registered voters in the Town of Brookline request that the Seal of the Town be on every Town vehicle except unmarked detective cars in the Police Division. (By petition)

Twenty-eight Article. We the undersigned registered voters in the Town of Brookline request that the six (6) school buses presently garaged at the Exxon Station be garaged elsewhere such as the Town Hall corner lot restricted parking of vehicles of this type and Town cars at Town Hall. (By petition)

Twenty-ninth Article. We the undersigned registered voters in the Town of Brookline request that all entrances to Brookline be posted regarding the two hour Bylaw and at all major arteries. (By petition)

Thirtieth Article. We the undersigned registered voters in the Town of Brookline recommend the abolishing of the position of Animal Control Officers with their duties reassigned to sector officers on a non priority basis. (By petition)

Thirty-first Article. We the undersigned registered voters in the Town of Brookline request that barrel pickers not be allowed unless they live in the building. First fine should be \$10.00, the second fine should be 25.00 and the third fine should be \$50.00. (By petition)

Thirty-second Article. We the registered voters of the Town of Brookline ask that a sum of no more than Five Thousand Dollars (5,000) be appropriated and included and used in the FY 1981-82 budget to bring the Civil War Monument Park opposite Town Hall up to standard (replace all broken and damaged parts) and suitable marker a hand-lettered description of the other seven tablets in the eighth space to be enclosed in the same glass as other seven. To be overseen by the Director of Veterans Services or a designer he may choose to properly commemorate the soliders of the Civil War. (By petition)

Thirty-third Article. We the undersigned registered voters of the Town of Brookline request that a committee of three licensed real estate brokers be appointed with Melvin Goldstein to be a member and chairman of said committee to fairly appraise the four Town-owned

properties at 29 Avon St., 55 Newton St., 21 Newton St., and 9 Newton St., in the Town of Brookline. The rental of said properties. (By petition)

Thirty-fourth Article. We the undersigned registered voters in the Town of Brookline request that the Director of the Health Department be a medical doctor. (By petition)

Thirty-fifth Article. We the undersigned registered voters in the Town of Brookline request that the Town census personal visit be abolished and if mandated by state law then the use of temporary employees who if the law and their personal safety required be deputized. (By petition)

Thirty-sixth Article. We the undersigned registered voters in the Town of Brookline request that added to the traffic lights presently installed in front of the fire station at 346 Washington St., Brookline have added additional traffic poles at Thayer St. and the entrance to Town Hall parking lot and all these poles have pedestrian activation buttons and said system to continue as present with the fire station having complete control. (By petition)

Thirty-seventh Article. We the undersigned registered voters in the Town of Brookline request that a department be established to be inclusive of the combination of the Fire Department and the Police Department with a Director of Public Safety (or any other suitable title) who is knowledgeable in Police and Fire Department work with both departments mingled for maximum efficiency in equipment and manpower. (By petition)

Thirty-eighth Article. We the undersigned voters of the Town of Brookline wish to have the Chief of Police reassign all extra pay officers with college degrees to jobs that are of a comparative nature so that we the taxpayers may receive a fair and equitable return for our tax dollar. (By petition)

Thirty-ninth Article. We the undersigned registered voters in the Town of Brookline request that the Chief of Police make a complete shift and assignment change (excepting assignment to the detective bureau) every ninety days. No police officer serving in any one position more than one hundred and eighty days in the case of a special assignment then the additional ninety days to be used for training for that special assignment. The detective bureau will be subject to the complete shift as mentioned above. (By petition)

Fortieth Article. We the undersigned registered voters in the Town of Brookline request that a pro rated charge be made to all persons and or firms using the Brookline Police Department for transporting to a bank. Said charge to be figured amount of men used assigned to car available (if a two man car two men plus regular taxi cab rates.) (By petition)

Forty-first Article. We the undersigned registered voters in the Town of Brookline request that the Chief of Police close the Traffic Division on all Legal Holidays and Sundays. The men from Traffic be assigned if they request same be assigned patrol duty in order of seniority with officers assigned patrol duty. That on Legal Holidays and Sundays one police officer be assigned each patrol car, and police staffing at headquarters kept to a minimum. (By petition)

Forty-second Article. We the undersigned registered voters of the Town of Brookline request that this article be considered as soon as possible at the next regular Town Meeting or Special Town Meeting if there is sufficient time to expeditiously handle this matter; the position of Assistant Town Clerk be abolished. (By petition)

Forty-third Article. We the undersigned registered voters of the Town of Brookline request that this article be considered as soon as possible at the next regular Town Meeting or Special Town Meeting if there is sufficient time to expeditiously handle this matter. To abolish the job of Budget Assistant, of the Selectmens Office staff. (By petition)

Forty-fourth Article. We the undersigned registered voters of the Town of Brookline request that this article be considered as soon as possible at the next regular Town Meeting or Special Town Meeting if there is sufficient time to expeditiously handle this matter, that the position of Assistant Commissioner of Public Works be abolished. (By petition)

Forty-fifth Article. We the undersigned registered voters of the Town of Brookline request that this article be considered as soon as possible at the next regular Town Meeting or Special Town Meeting if there is sufficient time to expeditiously handle this matter; all fees be posted at the department of the Town of Brookline charging same. (By petition)

Hereof fail not, and make due return of this warrant, with your doings thereon, to the Selectmen fourteen days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this thirtieth day of March in the year of our Lord, one thousand nine hundred and eighty-two.

s/Robert M. Stein

s/Edward Novakoff

s/Stephen B. Goldenberg

s/Ronald F. Rosenblith

s/Eleanor Myerson

Board of Selectmen

Norfolk, ss.

Brookline, Massachusetts

April 13, 1982

By virtue of the Warrant, I this day notified and warned the Inhabitants of the Town of Brookline to meet at the High School Auditorium in said Town at 7:15 P.M., Tuesday, May 11, 1982 by posting true and attested copies of the within Warrant in twenty public places and by causing it to be published in the Brookline Chronicle-Citizen, issue of April 8, 1982, an attested copy of the within Warrant. All of which was done at least fourteen days before said meeting.

/s Stanley N. Rabinowitz
Constable

ANNUAL TOWN MEETING

May 11, 1982

Pursuant to the Warrant of the Selectmen, served according to law upon the inhabitants of the Town of Brookline by a Constable of said Town, and written notices sent by the Town Clerk, at least fourteen days before the day of the meeting to the Town Meeting Members qualified to act in Town Meetings in Brookline under the provisions of Chapter 43A of the General Laws, as amended, accepted by the Town of Brookline March 10, 1942, the Town Meeting Members, so qualified, met at the High School Auditorium in said Town on Tuesday, May 11, 1982 at seven o'clock in the evening.

Lists of duly qualified Town Meeting Members were used at the entrances to the meeting place and were in charge of Richard Boffa, Jo-Anne Brooks, Janet Ouellette, Edward M. Kelly and Patricia Splaine, who were sworn to the faithful performance of their duties by the Town Clerk. The lists contained the names of two hundred forty-eight (248) Town Meeting Members qualified to participate in and vote in Town Meetings in Brookline.

No Town Meeting Members were allowed within the rails until their names had been checked on the lists.

At twenty-seven minutes past seven o'clock, the checkers reported that one hundred thirty-four (134) names of Town Meeting Members had been checked, or more than one-half of all qualified Town Meeting Members, and the Town Clerk reported that a quorum was present.

The meeting was called to order by the Moderator, Carl M. Sapers.

Invocation was given by Father Donohoe, Pastor of St. Lawrence Church, 774 Boylston Street, and newly appointed Chaplain of the Brookline Fire Department.

The first verse of the Star Spangled Banner was sung by the audience.

The following list of deceased Town Meeting Members was read by the Town Clerk:

DECEASED TOWN MEETING MEMBERS

George V. Brown, Jr.....June 1981
 Helen B. Pleasanton.....June 1981
 Norbert C. Nyhan.....July 1981
 Everett M. Bowker.....November 1981
 James M. Kendrick.....November 1981
 Robert E. Ransom.....December 1981
 Francis W. Hamilton.....January 1982
 Louis M. Flashenberg.....February 1982
 Robert C. Cochrane, Jr...April 1982
 Ralph P. Rudnick.....May 1982
 Mary M. Joyce.....April 1982

New Town Meeting Members were sworn to the faithful performance of their duties by the Town Clerk.

The Moderator appointed the following members to serve as tellers, John Doherty, Kathleen Corrigan, Henry Wiggin, Marguerite Delany, James Cockfield and Dorothy Bruno who were sworn to the faithful performance of their duties by the Town Clerk.

Chairman of the Board of Selectmen, Robert M. Stein, addressed the meeting, and upon his motion, duly seconded by Luster T. Delany for the Advisory Committee, it was, unanimously, VOTED: That this Annual Town Meeting be adjourned until Thursday, June 17, 1982.

At 7:40 P.M., the Special Town Meeting of May 11, 1982 was called to order by the Moderator, who proceeded to take the Articles in the order in which they appeared in the combined report of the Selectmen and the Advisory Committee.

FIRST ARTICLE - To see if the Town will authorize the Board of Selectmen to amend the FY1982 Community Development Block Grant Program by reallocating certain portions of the funding therein, in accordance with HUD regulations, and to appropriate such funds for said reallocations and authorize the Board of Selectmen to expend funds received under said program for such redesignated purposes, or act on anything relative thereto.

Upon motion of Robert M. Stein, seconded by Luster T. Delany, it was unanimously VOTED: To request and authorize the Selectmen to amend the fiscal 1982 Community Development Block Grant Program by reallocating certain portions of the funding therein, in accordance with regulations of the U.S. Department of Housing and Urban Development, and to appropriate such funds for said reallocations, and authorize the Board of Selectmen to expend funds received under said program for such redesignated purposes:

\$28,500	Devotion Playground Improvements
6,500	Devotion House Repairs (roof)
8,000	Kent Street Parking Lot
5,000	Historical Commission

to allocate projected unencumbered funds, as follows:

\$20,000	Kent Street Parking Lot
3,000	Forestry Department, Trees
Balance	To be equally divided between Handicapped accessibility (curb cuts) and Department of Public Works (street work); with a maximum allocation of \$15,000 for curb cuts.

SECOND ARTICLE - To see if the Town will vote to allocate any unspent FY-82 Community Development Block Grant funds for Accessibility for the Handicapped to the Engineering Division of the Department of Public Works, for the purpose of Curb Cuts to provide accessibility for the handicapped and others who use them.

Upon motion of Robert M. Stein, seconded by Luster T. Delany, it was

VOTED: No action, by a unanimous vote.

THIRD ARTICLE - To see if the Town will appropriate from available funds, a sum of money, to be expended under the direction of the Board of Selectmen, for expenses related to the Urban Development Action Grant (UDAG) Project, in an amount not to exceed the interest received as a result of investment of the proceeds of the short-term borrowing of \$1,855,000 for the UDAG Project, or act on anything relative thereto.

Upon motion of Luster T. Delany, seconded by Michael Merrill, it was by a majority VOTED: That the Town appropriate and transfer the interest received as a result of the investment of the proceeds of the existing short-term borrowings for the B-2 Parcel in the Urban Development Action Grant (UDAG) Project, to be expended under the direction of the Selectmen, to pay interest cost and charges or reimburse CDBG funds expended for the short-term borrowings for the B-2 Parcel, UDAG Project.

FOURTH ARTICLE - To see whether the Town under and pursuant to authority granted in General Laws, Chapter 40D, Section 21 (g), as amended, will authorize the Board of Selectmen to enter into a contract with the owner or operator of solid waste disposal facilities to be established in the Town of Plainville for the disposal of refuse, garbage and waste and for the use of recovered energy and materials resulting from the operation of such facilities, which contract will

- (1) be for a term of twenty years or less;
- (2) include provisions for the delivery of minimum amounts of refuse, garbage and waste and payments for the use of the facilities to be based thereon;
- (3) provide for unit prices that will be graduated and for adjustments thereof and for the use of steam, electricity and recovered materials resulting from the use of the facilities and for credits or payments to the town resulting therefrom;
- (4) allow the use by the Town or other municipalities or private parties of the uncommitted capacity of such facilities;
- (5) contain other provisions incidental and related to the foregoing general matters; and
- (6) be generally in the form of proposed contract negotiated by representatives of the member communities of the 128 West Resource Recovery Council with such changes therein as may be negotiated by the Board of Selectmen

or act on anything relative thereto

Upon motion of Luster T. Delany, seconded by Edward Novakoff, it was by a majority: VOTED: To refer Article Fourth to the Selectmen for review and report at the June 1982 Special Town Meeting.

FIFTH ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendments thereto, or will otherwise amend and adopt said proposed amendments.

To amend Section 5.11(b) by substituting for the introductory paragraph the following:

- (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures.

and to amend Section 5.11(b) (1) by substituting for the existing wording the following:

- (1) the site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts;

and to amend Section 5.11(b) (2) by deleting the paragraph and substituting the following paragraph:

- (2) the total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this Section, except that not more than 10% of the area to be divided can be wetlands as determined by the Brookline Conservation Commission, and except that in S-10 Districts there shall not be more than an average of 4 dwelling units per acre for sites of two to four acres and 3-½ dwelling units per acre for sites larger than four acres; and except that in S-7 Districts there shall not be more than an average of 5 dwelling units per acre for sites of two to four acres and 4-½ dwelling units per acre for sites larger than four acres; the Board of Appeals may limit the number of units to less than the maximum permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum allowable development.

Upon motion of Robert M. Stein, seconded by Luster T. Delany, it was by a majority, VOTED: To refer Article Fifth to the Selectmen for review and report at the Special Town Meeting to be held within the Annual Town Meeting on June 17, 1982.

SIXTH ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendment thereto, or will otherwise amend and adopt said proposed amendment:

To amend Section 4.30 to insert new use 20A:

- 20A. Office or clinic of a licensed veterinarian for treatment of animals, including laboratories and holding facilities

incidental to such treatment.

Residence				Business			Industry
S	SC	T	M	L	G	O	I
No	No	No	No	SP	Sp	Sp	SP

Upon motion of Claudette J. Markell, duly seconded, it was by a majority VOTED: To refer back to the Board of Selectmen for report back at the Fall Town Meeting.

SEVENTH ARTICLE - To see if the Town will amend the Town Bylaws, Article IV, entitled: Contracts by Town Officers, Section 6, (Proposals) as follows:

- (a) by substituting the amount of \$4,000 for the amount of \$2,000 in the first and third paragraphs of said Section 6.
- (b) by substituting the amount of \$6,000 for the amount of \$3,500 in the first paragraph of Section 6

or act on anything relative thereto.

Upon motion of Stephen B. Goldenberg, seconded by Luster T. Delany, it was, by a substantial majority VOTED: To amend the Town Bylaws, Article IV, entitled: Contracts by Town Officers, Section 6, (Proposals) as follows:

- (a) by substituting the amount of \$4,000 for the amount of \$2,000 in the first and third paragraphs of said Section 6
- (b) by substituting the amount of \$6,000 for the amount of \$3,500 in the first paragraph of Section 6

so that said Section 6 shall read as follows:

Section 6. When the estimated amount of a proposed contract for the purchase of material, supplies or equipment, or for any work or services to be performed for the Town (other than services of architects or other services of a professional nature or service performed by a person regularly employed by the Town as a part of the duties of such employment) exceeds \$4,000, proposals shall be called for in the manner provided in this section, except as otherwise specifically authorized in writing by the Board of Selectmen, provided that the last mentioned exception shall not apply when the estimated amount of such contract exceeds \$6,000, or such authorization is limited or prohibited by statute.

Such calls for proposals shall be advertised in the local newspaper, and by posting notices in three or more public places in the Town, or by advertising in two Boston daily newspapers, not less than three times in each, at intervals of two days, the last publication to be at least two days before the opening of the bids. The advertisement shall require such proposals to be sealed and properly designated, and shall announce the place, day, and hour at which they will be opened. The bids as received shall be deposited in a box securely locked, and at the time and

place named shall be publicly opened in the presence of a majority of the Board of Selectmen or Committee authorized by the Town to make the contract, or in the presence of a person thereunto duly authorized by such Board or Committee. No bids shall be received after the time advertised for the opening.

As far as practicable, contracts for less than \$4,000 shall be awarded in such manner as to secure reasonable completion.

EIGHTH ARTICLE - To see if the town will amend the Bylaws of the Town of Brookline by adding a new Section 7, in Article XXXV, entitled: Food Vendor's License, to read as follows:

"Section 7. No license shall be issued under this Article until the applicant submits a plan acceptable to the Licensing Authority that establishes procedures and requirements for the control and elimination of litter. The plan must set forth requirements for the pick-up and disposal of litter resulting from or generated by the sale of food under the license."

or act on anything relative thereto.

Upon motion of Edward Novakoff, seconded by Luster T. Delany, it was unanimously VOTED: To amend the Bylaws of the Town of Brookline by adding a new Section 7, in Article XXXV, entitled: Food Vendor's License, to read as follows:

"Section 7. No license shall be issued under this Article until the applicant submits a plan acceptable to the Licensing Authority that establishes procedures and requirements for the control and elimination of litter. The plan must set forth requirements for the pick-up and disposal of litter resulting from or generated by the sale of food under the license."

NINTH ARTICLE - To see if the Town will vote to amend Article XXXVIII, Rent and Eviction Control, of the Town Bylaws by adding a numbered paragraph at the end of Section 3(b) to read as follows:

"Rental Units which are single family houses"

or act on anything relative thereto.

Upon motion of Edward Novakoff, seconded by Luster T. Delany, it was, by a substantial majority VOTED: That the Town amend Section 3(b)(7) in Article XXXVIII, Rent and Eviction Control, of the Town Bylaws, to read as follows:

(7) (i) rental units which are single family houses;

(ii) condominium or cooperative units which have been owner-occupied, provided, that the owner has occupied such unit for at least two consecutive years, subject to the condition that only one such unit owned by said owner shall be entitled to an exemption; said exemption shall run

with the owner and shall remain in force for as long as said owner owns such unit.

TENTH ARTICLE - To see if the Town will vote to amend the Bylaws of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 3, Definitions, Subparagraph (b) the following new subsection to be numbered consecutively:

"Any rental units which become vacant at any time on or after June 1, 1982, or the rental units whose occupant or occupants are persons other than the occupant or occupants prior to June 1, 1982, their spouses, and any children born to them during the term of their occupancy."

or act on anything relative thereto.

Upon motion of Luster T. Delany, seconded by Stephen R. Morse, the following was defeated by a Roll Call Vote, seventy-seven (77) recorded as in favor, one hundred fifty-three (153) recorded as opposed, and two (2) recorded as present: To amend Article XXXVIII, Rent and Eviction Control, in the Town bylaws as set forth in Article Ten.

Betsy F. Abrams	N	Francis P. Cavanaugh	Y
Robert T. Abrams	N	Robert H. Chamberlain	N
David Adelson	Y	Sumner J. Chertok	N
* Albert L. Allen	N	James E. Cockfield	Y
Benedict S. Alper	N	Barbara J. Coffin	Y
Constance S. Austin	Y	Juan M. Cofield	Y
Carl E. Axelrod	Y	Abbe Cohen	Y
David Bachrach	N	Norman B. Cohen	N
Jack H. Backman	N	David A. Coleman	Y
John T. Bain	Y	Francis R. Collins	Y
John Bassett	N	Thomas P. Condon	
James J. Baxter	Y	John Connorton	N
Chris Beasley	N	Anne L. Conway	N
Jules Leonard Becker	N	Kathleen Corrigan	N
Richard W. Benka	Y	William Corrigan	N
Robert Bernheimer	Y	Julia D. Cox	Y
Patricia E. Bernstein	N	Christopher J. Crowley, Jr.	N
Jo Ann Blumsack		Mildred J. Crowley	N
Craig Bolon	N	Bertram J. Dane	N
Judith B. Bolon	N	George Dargo	N
Burton Boxenhorn	Y	Martha L. Davison	N
Standish Bradford, Jr.	Y	Luster T. Delany	Y
Phyllis Bram	N	Marguerite S. Delany	Y
Michael M. Brasman	N	Linda A. Dell	N
Harriet Sussman Bremner	Y	Susan E. Delong	Y
Harrison P. Bridge	Y	Thomas J. Dillon	
Roy Howard Brown	N	John J. Doherty	Y
Dorothy Bruno	Y	Frances M. Donovan	N
Sylvia G. Brussel	N	Ruth D. Dorfman	N
Milton Budoff		Carl Dreyfus	N
John A. Businger	N	Margaret Driscoll	N

*Jeffrey P. Allen Y

Jacob A. Drukman	N	Pauline Ponnie Katz	N
Marion E. Dubbs	N	Garabed Kayakachioian	Y
Edward J. Dwyer	Y	Kathryn S. Kirshner	N
Richard W. Eivers	N	Eli Korisky	N
Walter E. Elcock		Robert Kramer	N
Marvin A. Feinman	N	Dorothy I. Krimsky	N
Jonathan S. Fine	Y	Joan B. Lamphier	N
Mary Firestone	Y	Tania R. Langerman	N
James M. Fitzgibbons	Y	Virginia W. LaPlante	N
Daniel F. Ford		Mary E. Larkin	Y
Terence H. Forde	N	Steven M. Leibowitz	N
Albert M. Fortier, Jr.	Y	E. Albert Levine	Y
Gertrude C. Freedman	N	Adriane G. Levy	N
Lillian J. Freedman	N	Ralph B. Levy	N
Joan J. Fried	N	Patricia C. Libbey	Y
Edward N. Gadsby, Jr.		Doris J. Lipson	N
Carol Gelb	N	Robert L. Lipson	N
Albert Gerte	Y	Joyce Lee Malcolm	N
Phyllis D. Giller	N	Jane B. Manly	Y
Marjorie Glazer	N	Charles W. Manning, Jr.	N
Marilyn Glick	N	Claudette J. Markell	N
Diane L. Glickman	N	Harry L. Marks	
Linda G. Golburgh	N	Judith E. Mason	N
Alex Gold-Pitegoff	N	Robert J. McCain	N
Linda Gold-Pitegoff	N	Peter M. McDonald	Y
Stephen B. Goldenberg	N	Stephen B. McDonnell	N
Herbert N. Goodwin	N	John P. McElroy	Y
Rhoda S. Goodwin	N	Patricia L. Meaney	N
Betty J. Grossman	N	Virginia Burke Meehan	Y
Eva M. Grubinger	N	Michael W. Merrill	Y
Miriam C. Gutmann	N	Mark A. Michelson	N
Shalom Haase	N	Peter B. Miller	N
Ferris M. Hall	Y	Donald J. Moore, Jr.	
John M. Hall	Y	Daniel J. Moroney	N
Ethel Halperin	N	Francis M. Moroney	
Theodore Halperin	N	Alan R. Morse, Jr.	Y
Bruce W. Hamblin, Jr.	Y	J. Robert Morse	Y
Mary J. Harris	Y	Stephen R. Morse	N
* Dorothea Hass	N	Thomas H. Mulvey	N
Deborah B. Henry	N	Grace M. Norman	N
Joan Hertzmark	N	Myron Norman	N
Francis J. Hickey	N	Edward Novakoff	Y
Elizabeth M. Hirshom	Y	Elaine L. Novakoff	Y
William I. Hirshom		Louis I. Novakoff	N
Nadine Houston-O'Bannon	N	Kevin M. O'Boy	Y
Anne A. Jackson	N	Phyllis R. Leary	N
Myrna Kahn	N	Patricia Ostrander	Y
Arthur A. Kalotkin	Y	Gerald S. Parker	N
Paul A. Kantrowitz	N	Daniel G. Partan	N
Bernard S. Kaplan	Y	Dianne Patt	N
Deborah L. Kaplan	N	* Chester A. Pearlman, Jr.	N
Eliot M. Kaplan	N	Edith G. Pearlman	N
Haskell A. Kassler	N	Ethel F. Pepper	Y
Estelle Katz	N	Joan E. Pollard	N
Jonathan M. Katz	Y	Elizabeth S. Pollock	N

*Dorothy M. Heffernan Y

*Neil R. Patt N

Martin H. Rabinovitz	N	Meyer Stern	N
Stanley N. Rabinovitz		Roger W. Stern	Y
Robert A. Regan	Y	William F. Sullivan	P
Margaret S. Richardson	Y	Max Swartz	Y
Michael Robbins	Y	Max M. Tisser	N
Thomas C. Robinson	N	Anne Connolly Tolkoff	N
David M. Rodman	Y	Gerald M. Tuckman	N
Ada F. Roohvard	N	Ann M. Wacker	
Bernice Rosenbaum	N	Claire R. Waldman	Y
Charles S. Rosenblatt	N	Gerard J. Walsh	Y
Ronald F. Rosenblith	N	Patrick J. Ward, Jr.	N
Martin R. Rosenthal	N	Sidney Weinberg	N
A. Joseph Ross	N	Cheryl S. Weinstein	N
Steven Rothstein		Russell T. Werby	N
Deborah D. Rudman	Y	Henry T. Wiggin	N
Michael A. Rudman	Y	Thomas B. Williams, Jr.	
Phyllis G. Ryack	N	Jay A. Winsten	N
Esther G. Saloman	Y	Richard A. Yoder	N
Carl M. Sapers	P	Bruce R. Young	N
Joseph I. Sargon	N	Abraham J. Zimmerman	N
Stefanie P. Scheer	Y	Seymour A. Ziskend	N
James W. Schlesinger	N	Natalie G. Zuckerman	N
Laura B. Schlesinger	N	Walter Zuckerman	N
Henry Schwartz	Y		
Barbara C. Scotto	N		
Michael S. Selib	Y		
Barbara M. Senecal	Y	<u>NO</u>	<u>YES</u>
Zvi A. Sesling	N		<u>PRESENT</u>
Frederick S. Sharff	N	153	77
Shirley Ann Sharff	N		2
Francis G. Shaw	Y		
Samuel E. Shaw, II	N		
Mary L. Shea	N		
Joel D. Shield	N		
Melvin R. Shuman	N		
Stanley Shuman	Y		
Shirley Sidd	N		
Richard A. Siegel	Y		
Stanley T. Siegel			
Albert A. Silverman			
Norma Silverman	N		
Judith A. Smith	Y		
Frank I. Smizik	N		
Lester S. Snierson	N		
Stanley L. Spiegel			
Shirley Spinetta	N		
Stacy Spitzen	N		
Shepard A. Spunt	Y		
Elena Nancy Stein	N		
Marcia Stein	N		
Robert M. Stein	N		
Aron Steinberg	Y		

ELEVENTH ARTICLE - To see if the Town will vote to amend the Bylaw of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 9A, Removal from Rental Housing Use, the following new subsection to be inserted after the existing subsection (c):

"The Board shall grant a permit if the unit as to which a removal permit is sought, is a vacant unit unless the Board finds evidence that the last occupant vacated said unit because of harrassment by the owner thereof."

Upon motion of Robert M. Stein, seconded by Ronald F. Rosenblith, it was by a counted vote, one hundred eighty (180) recorded as in favor, and thirty (30) recorded as opposed: VOTED: To refer back to the Board of Selectmen and report back to the Special Town Meeting of June 17, 1982.

TWELFTH ARTICLE - To see if the Town will amend the Building Code, as adopted by the Town April 13, 1972, and made effective January 1, 1973, as amended, by amending Section 118.3 Schedule of Fees as follows:

Add Section 8, Plan Review Filing Fee (Board of Appeals Cases)

- | | |
|--|---|
| a) Building Renovations or adaptive re-uses: | \$25/1,000 sq. ft. gross floor area (minimum \$50) |
| New Contruction | \$50/1,000 sq. ft. gross floor area (minimum \$100) |

(NOTE: If construction or change in use relates solely to a portion of a building, the fee will be calculated based on the area of that portion.)

- | | |
|------------------------|---------------------------|
| b) Off-street parking: | \$10/space (minimum \$50) |
| c) Subdivision, other: | \$50 |

Add Section 9, Design Review Approval Filing Fee

- | | |
|--|-------|
| a) Signs non-illuminated and not more than 10 sq. ft. area | \$25 |
| Non-illuminated and more than 10 sq. ft. area | \$50 |
| Illuminated signs | \$75 |
| b) Commercial facades | \$100 |

(for 8 and 9, if two fees apply, the larger one will be charged.)
Change existing Sections 8, 9, & 10, 11 & 12

or act on anything relative thereto.

Upon motion of Edward Novakoff, seconded by Luster T. Delany, it was by a majority VOTED: To amend the Building Code, as adopted by the Town April 13, 1972, and made effective January 1, 1973, as amended, by amending Section 118.3 Schedule of Fees as follows:

Add Section 8, Plan Review Filing Fee (Board of Appeals Cases)

- | | |
|-------------------|---|
| a) Buildings | |
| Renovations or | |
| adaptive re-uses: | \$25/1,000 sq. ft. gross
floor area
(minimum \$50) |
| New construction: | \$50/1,000 sq. ft. gross
floor area
(minimum \$100) |

(Note: If construction or change in use relates solely to a portion of a building the fee will be calculated based on the area of that portion.)

- | | |
|------------------------|---------------------------|
| b) Off-street parking: | \$10/space (minimum \$50) |
| c) Subdivision, other: | \$50 |

Add Section 9, Design Review Approval Filing Fee

- | | |
|--|-------|
| a) Signs | |
| Non-illuminated and not more than
10 sq. ft. area | \$25 |
| Non-illuminated and more than
10 sq. ft. area | \$50 |
| Illuminated signs | \$75 |
| b) Commercial facades | \$100 |

(for 8 and 9, if two fees apply, the larger one will be charged.)

Change existing Sections 8, 9, & 10 to 10, 11, & 12.

THIRTEENTH ARTICLE - To see if the Town will authorize and empower the Selectmen to continue the fees established by vote under Article 5 in the warrant for the April 1981 Special Town Meeting, or act on anything relative thereto.

Upon motion of Jeffrey Allen, seconded by Luster T. Delany, the following amendment was voted by a substantial majority: VOTED: Provided that all such fees shall automatically terminate on June 30, 1983.

Upon motion of Robert M. Stein, seconded by Jeffrey Allen, it was unanimously VOTED: To authorize and empower the Selectmen to continue the fees for Fire Department inspection services established in accordance with the vote under Article 5 in the warrant for the April 1981 Special Town Meeting set forth below:

Inspection of Institutional Building	Under 26 beds - \$25 qtr.
	26-100 beds - \$50 qtr.
	Over 100 beds - \$75 qtr.

Inspection of multi-family dwellings 5 or more units	6-25 units - \$30 base plus \$5/unit over 6 units Over 25 units - \$130 base plus \$2 per unit
Junk Yard - Inspection	\$25/year
Lumber Yard - Inspection	\$25/year
Shut Down Sprinklers Standpipes	\$10/each time
Theatre Inspections	\$10/qtr.
Connection to municipal fire alarm system other than Town buildings	\$100/year
Tar Kettles	\$10/job
Inspection of Commercial Garages	\$25
Building Plans Inspection	Less than 10 pages - \$10 10 pages or more - \$20
Decorative Material (Samples Testing)	\$10 per test
Copies of fire reports	\$3
Public gathering places and common victualler safety inspections	Less than 50 seats - \$10/yr. 50-99 - \$20/yr. 100-149 seats - \$30/yr. 150-199 seats - \$40/yr. Over 200 seats - \$50/yr.

"Provided that all such fees shall automatically terminate on June 30, 1983."

FOURTEENTH ARTICLE - To see if the Town will authorize and empower the Selectmen to increase the license fee for Inns and Eating Establishments from \$25.00 to \$50.00 per annum, or act on anything relative thereto.

Upon motion of Stephen B. Goldenberg, seconded by Edith G. Pearlman, it was by a majority VOTED: To authorize and empower the Selectmen to increase the license fee for Inns and Eating Establishments from \$25.00 to \$50.00 per annum.

FIFTEENTH ARTICLE - To see if the Town will accept Chapter 743 of the Acts of 1981 which provides, in essence, real estate exemptions for certain elderly taxpayers and certain surviving spouses and minors, or act on anything relative thereto.

Upon motion of Edward Novakoff, seconded by Luster T. Delany, it was

by a majority VOTED: To accept Chapter 743 of the Acts of 1981 which provides, in essence, real estate exemptions for certain elderly taxpayers and certain surviving spouses and minors.

SIXTEENTH ARTICLE - To see if the Town will authorize and approve the filing of a petition with the General Court in substantially the following form:

AN ACT AUTHORIZING THE BOARD OF SELECTMEN FOR THE TOWN OF BROOKLINE TO APPOINT GLEN D. TAGGART AS A POLICE OFFICER IN THE BROOKLINE POLICE DEPARTMENT.

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Notwithstanding the provisions of any general or special law to the contrary regarding the appointment of municipal police officers, the Board of Selectmen of the Town of Brookline is hereby authorized to appoint Glen D. Taggart as a full-time police officer in the police department of said Town inasmuch as he served in excess of two years as a Police Cadet in said Town under the provisions of the Massachusetts General Laws Chapter 147, Section 21A, has qualified by virtue of previously passing a Massachusetts Civil Service Examination for Police Officers and is a resident of said Town. Upon appointment said Glen D. Taggart shall enjoy all the rights, privileges, and immunities of a police officer appointed pursuant to Massachusetts General Laws Chapter 31 and rules promulgated thereto and shall, after satisfactorily performing the duties of such position on a full-time basis for a probationary period of twelve months, be considered as a full-time tenured employee in such position under the provisions of the Massachusetts General Laws Chapter 31.

Section 2. This act shall take effect only upon its acceptance by the Board of Selectmen of the Town of Brookline and shall expire on the thirty-first of December nineteen hundred and eighty-two.

or act on anything relative thereto.

Upon motion of Ronald F. Rosenblith, seconded by Max Swartz, it was by a counted vote, one hundred sixty-two (162) recorded as in favor, and twenty (20) recorded as opposed. VOTED: To authorize and approve the filing of a petition with the General Court in substantially the following form:

AN ACT AUTHORIZING THE BOARD OF SELECTMEN FOR THE TOWN OF BROOKLINE TO APPOINT GLEN D. TAGGART AS A POLICE OFFICER IN THE BROOKLINE POLICE DEPARTMENT.

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Notwithstanding the provisions of any general or special law to the contrary regarding the appointment of municipal police officers, the Board of Selectmen of the Town of Brookline is hereby authorized to appoint Glen D. Taggart as a full-time police officer in the police department of said Town inasmuch as he served in excess of two years as a Police Cadet in said Town under the provisions of the Massachusetts General Laws Chapter 147, Section 21A, has qualified by virtue of previously passing a Massachusetts Civil Service Examination for Police Officer and is a resident of said Town. Upon appointment said Glen D. Taggart shall enjoy all the rights, privileges, and immunities of a police officer appointed pursuant to Massachusetts General Laws Chapter 31 and rules promulgated thereto and shall, after satisfactorily performing the duties of such position on a full-time basis for a probationary period of twelve months, be considered as a full-time tenured employee in such position under the provisions of the Massachusetts General Laws Chapter 31.

Section 2. This act shall take effect only upon its acceptance by the Board of Selectmen of the Town of Brookline and shall expire on the thirty-first of December nineteen hundred and eighty-two.

SEVENTEENTH ARTICLE - To see if the Town will authorize the filing of a petition to the General Court in substantially the following language:

AN ACT TO AUTHORIZE THE TOWN OF BROOKLINE TO REGULATE HANDGUNS

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

Section 1. Notwithstanding any provision set forth in the General Laws, The Town of Brookline is hereby empowered to enact a Bylaw which regulates the distribution, sale, and possession of handguns.

Section 2. This act shall take effect upon its passage.

A motion by Charles W. Manning, Jr., to refer back to the Board of Selectmen and that they be requested to hold a Public Hearing and report back June 17, 1982, duly seconded, was defeated.

During the debate on Article 17, it was reported that an electrical fire at the High School was in process and Fire Chief Fallon requested that those in attendance evacuate the building at 11:02 P.M.

The Moderator entertained a motion to adjourn this meeting until Thursday, May 13, 1982, at 7:15 P.M. to be held at the High School Auditorium.

The checkers reported that the names of two hundred thirty-four (234) Town Meeting Members were present at this first session.

Adjourned:

A T T E S T

William F. Sullivan
Town Clerk

RECESSED SPECIAL TOWN MEETING

May 13, 1982

Pursuant to the vote passed on May 11, 1982, at the Special Town Meeting, Town Meeting Members met at the High School Auditorium on Thursday, May 13, 1982 at 7:15 P.M.

No Town Meeting Member was allowed within the rails until his or her name had been checked on the list.

Lists of duly qualified Town Meeting Members were at the entrances to the meeting place and were in charge of Joanne Brooks, Frances Halpern, Marjorie Hewitt, Edward M. Kelly and Janet Ouellette, who were sworn to the faithful performance of their duties by the Town Clerk.

At thirty minutes past seven o'clock, the checkers reported that the names of one hundred forty-three (143) names of Town Meeting Members had been checked and a quorum being present, the Moderator called the meeting to order.

Article seventeen was continued from the meeting of May 11, 1982.

SEVENTEENTH ARTICLE - To see if the Town will authorize the filing of a petition to the General Court in substantially the following language:

AN ACT TO AUTHORIZE THE TOWN OF BROOKLINE TO REGULATE HANDGUNS

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Notwithstanding any provision set forth in the General Laws, the Town of Brookline is hereby empowered to enact a Bylaw which regulates the distribution, sale, and possession of handguns.

Section 2. This act shall take effect upon its passage.

Upon motion of Robert M. Stein, duly seconded by Ronald F. Rosenblith, it was by a Roll Call vote, one hundred sixteen (116) recorded as in favor, ninety (90) recorded as opposed, and two (2) recorded as present. VOTED: To authorize the filing of a petition to the General Court in substantially the following language:

AN ACT TO AUTHORIZE THE TOWN OF BROOKLINE TO REGULATE HANDGUNS

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Notwithstanding any provision set forth in the General Laws, The Town of Brookline is hereby empowered to enact a Bylaw which regulates the distribution, sale, and possession of handguns.

Section 2. This act shall take effect upon its passage.

Upon motion of Robert M. Stein, duly seconded by Ronald F. Rosenblith, it was by a Roll Call vote, one hundred sixteen (116) recorded as in favor, ninety (90) recorded as opposed, and two (2) recorded as present:

VOTED: To authorize the filing of a petition to the General Court in substantially the following language:

AN ACT TO AUTHORIZE THE TOWN OF BROOKLINE TO REGULATE HANDGUNS

Be it Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Notwithstanding any provision set forth in the General Laws, the Town of Brookline is hereby empowered to enact a Bylaw which regulates the distribution, sale and possession of handguns.

Section 2. This act shall take effect upon its passage.

Betsy F. Abrams	Y	Barbara J. Coffin	N
Robert T. Abrams	Y	Juan M. Cofield	N
David Adelson	Y	Abbe Cohen	Y
Albert L. Allen	Y	Norman B. Cohen	Y
Jeffrey P. Allen	Y	David A. Coleman	N
Benedict S. Alper	Y	Francis R. Collins	N
Constance S. Austin	N	Thomas P. Condon	
Carl E. Axelrod		John Connorton	Y
David Bachrach		Anne L. Conway	
Jack H. Backman	Y	* Kathleen Corrigan	N
John T. Bain	N	Julia D. Cox	N
John Bassett	Y	Christopher J. Crowley	Y
James J. Baxter	N	J. Mildred Crowley	Y
Chris Beasley	Y	Bertram J. Dane	Y
Jules Leonard Becker	Y	George Dargo	Y
Richard W. Benka	N	Martha L. Davison	Y
Robert Bernheimer	Y	Luster T. Delany	N
Patricia E. Bernstein	Y	Marguerite S. Delany	N
Jo Ann Blumsack	Y	Linda A. Dell	
Craig Bolon	Y	Susan E. Delong	Y
Judith B. Bolon	Y	Thomas J. Dillon	
Burton Boxenhorn	N	John J. Doherty	N
Standish Bradford, Jr.	Y	Frances M. Donovan	N
Phyllis Bram	Y	Ruth D. Dorfman	Y
Michael M. Brasman	Y	Carl Dreyfus	Y
Harriet Sussman Bremner		Margaret Driscoll	N
Harrison P. Bridge	N	Jacob P. Drukman	
Roy Howard Brown	Y	Marion E. Dubbs	Y
Dorothy Bruno	N	Edward J. Dwyer	N
Sylvia G. Brussel	N	Richard W. Eivers	Y
Milton Budoff		Walter E. Elcock	
John A. Businger	Y	Marvin A. Feinman	Y
Francis P. Cavanaugh		Jonathan S. Fine	N
Robert H. Chamberlain	Y	Mary Firestone	N
Sumner J. Chertok	N	James M. Fitzgibbons	N
James F. Cockfield	N	Daniel F. Ford	

* William Corrigan N

Terence H. Forde	Y	Virginia W. Laplante	Y
Albert M. Fortier, Jr.	N	Mary E. Larkin	N
Gertrude C. Freedman	Y	Steven M. Leibowitz	Y
Lillian J. Freedman	N	E. Albert Levine	N
Joan J. Fried		Adriane G. Levy	
Carol Gelb	Y	Ralph B. Levy	Y
Albert Gerte	Y	Patricia C. Libbey	N
Phyllis D. Giller	Y	Doris J. Lipson	Y
Marjorie Glazer	Y	Robert L. Lipson	Y
Marilyn Glick	Y	Joyce Lee Malcolm	N
Diane L. Glickman	Y	Jane B. Manly	Y
Linda G. Golburgh	N	Charles W. Manning, Jr.	N
Alex Gold-Pitegoff	Y	Claudette J. Markell	Y
Linda Gold-Pitegoff	Y	Harry L. Marks	
Stephen B. Goldenberg	Y	Judith E. Mason	Y
Herbert N. Goodwin	Y	Robert J. McCain	Y
Rhoda S. Goodwin	Y	Peter M. McDonald	N
Betty J. Grossman	Y	Stephen B. McDonnell	Y
Eva M. Grubinger	Y	John P. McElroy	N
Miriam C. Gutmann	Y	Patricia L. Meaney	N
Shalom Haase	N	Virginia Burke Meehan	N
Ferris M. Hall	Y	Michael W. Merrill	N
John M. Hall	N	Mark A. Michelson	Y
Ethel Halperin	Y	Peter B. Miller	Y
Theodore Halperin	Y	Donald J. Moore, Jr.	
Bruce W. Hamblin, Jr.	N	Daniel J. Moroney	N
Mary J. Harris	N	Francis M. Moroney	
Dorothea Hass	Y	Alan R. Morse, Jr.	Y
Dorothy M. Heffernan		J. Robert Morse	Y
Deborah B. Henry		Stephen R. Morse	Y
Joan Hertzmark		Thomas R. Mulvey	N
Francis J. Hickey		Grace M. Norman	Y
Elizabeth M. Hirshom	N	Myron Norman	Y
William I. Hirshom		Edward Novakoff	N
Nadine Houston-O'Bannon	Y	Elaine L. Novakoff	N
Anne A. Jackson	Y	Louis I. Novakoff	N
Myrna Kahn	N	Kevin M. O'Boy	
Arthur Kalotkin	N	Phyllis R. O'Leary	Y
Paul A. Kantrowitz		Patricia Ostrander	N
Bernard S. Kaplan		Gerald S. Parker	
Deborah L. Kaplan	Y	Daniel G. Partan	
Eliot M. Kaplan	N	Dianne Patt	N
Haskell A. Kassler		Chester A. Pearlman, Jr.	Y
Estelle Katz	Y	Edith G. Pearlman	Y
Jonathan M. Katz	Y	Ethel F. Pepper	N
Pauline Ponnice Katz	Y	Neil R. Patt	N
Garabed Kayakachioian	N	Joan E. Pollard	
Kathryn S. Kirshner	Y	Elizabeth S. Pollock	Y
Eli Koritsky	N	Martin H. Rabinovitz	N
Robert Kramer	Y	Stanley N. Rabinovitz	
Dorothy I. Krinsky	N	Robert A. Regan	N
Joan B. Lamphier	N	Margaret S. Richardson	
Tania R. Langerman	Y	Michael Robbins	N

Thomas C. Robinson	Y	Richard A. Siegel	N
David M. Rodman	N	Max M. Tisser	Y
Ada F. Roochvard	Y	Anne Connolly Tolkoff	N
Bernice Rosenbaum	Y	Gerald M. Tuckman	Y
Charles S. Rosenblatt	N	Ann M. Wacker	
Ronald F. Rosenblith	Y	Claire R. Waldman	N
Martin R. Rosenthal	Y	Gerard J. Walsh	N
A. Joseph Ross	Y	Patrick J. Ward, Jr.	N
Steven Rothstein	Y	Sidney Weinberg	Y
Deborah D. Rudman	Y	Cheryl S. Weinstein	N
Michael A. Rudman	N	Russell T. Werby	N
Phyllis G. Ryack	N	Henry T. Wiggin	N
Esther G. Saloman	N	Jay A. Winstein	
Carl M. Sapers	P	Richard A. Yoder	Y
Joseph I. Sargon	N	Bruce R. Young	Y
Stefanie P. Scheer	Y	Abraham J. Zimmerman	Y
Laura B. Schlesinger	Y	Seymour A. Ziskend	N
James W. Schlesinger	Y	Natalie G. Zuckerman	Y
Henry Schwartz	N	Walter Zuckerman	Y
Barbara C. Scotto	Y		
Michael S. Selib	N		
Barbara M. Senecal	N		
Zvi A. Sesling	Y		
Frederick S. Sharff			
Shirley Ann Sharff			
Francis G. Shaw	N		
Samuel E. Shaw II	N		
Mary L. Shea	N		
Joel D. Shield	Y		
Melvin R. Shuman	Y		
Stanley Shuman	N		
Shirley Sidd	Y		
Stanley T. Siegel	N		
Albert A. Silverman			
Norma Silverman	Y		
Judith A. Smith	Y		
Frank I. Smizik	Y		
Lester S. Snierson			
Stanley L. Spiegel			
Shirley Spinetta			
Stacy Spitzen	Y		
Shepard A. Spunt	N		
Elena Nancy Stein	Y		
Marcia Stein	Y		
Robert M. Stein	Y		
Aron Steinberg	N		
Meyer Stern			
Roger W. Stern	Y		
William F. Sullivan	P		
Max Swartz	N		

EIGHTEENTH ARTICLE - To see if the Town will accept General Laws, Chapter 138, Section 33A, which provides, in essence, that the local licensing authority may authorize licensees under Section 12 to sell alcoholic beverages between the hours of 1:00 A.M. and 2:00 A.M. on Sundays and certain holidays, or act on anything relative thereto.

Upon motion of Michael W. Merrill, seconded by Luster T. Delany, "No Action" was voted by a majority vote.

NINETEENTH ARTICLE - To see if the Town will approve the filing of a petition to the General Court in substantially the following form:

AN ACT RELATIVE TO USE OF CERTAIN LAND IN THE TOWN OF BROOKLINE
WITHIN RESIDENTIAL DISTRICTS.

Be it Enacted, etc., as follows:

Section 1. Notwithstanding the provisions of Section Three of Chapter Forty A of the General Laws, the Town of Brookline is hereby authorized to regulate and restrict the use of land or structures for religious purposes or for educational purposes on land owned or leased by a religious sect or denomination, or by a nonprofit educational corporation within all residentially zoned districts.

Section 2. This act shall take effect upon its passage;

or act on anything relative thereto.

A motion to amend the proposed vote under Article 19 by Samuel E. Shaw, II, duly seconded, was defeated.

Upon motion of Robert M. Stein, seconded by Luster T. Delany, with the words: "through the Zoning Bylaw": added after the word "restrict" in line 3 of Section 1, it was by a counted vote, one hundred (100) recorded as in favor, forty-two (42) recorded as opposed:

VOTED: To approve the filing of a petition to the General Court in substantially the following form:

AN ACT RELATIVE TO USE OF CERTAIN LAND IN THE TOWN OF BROOKLINE
WITHIN RESIDENTIAL DISTRICTS.

Be it Enacted, etc., as follows:

Section 1. Notwithstanding the provisions of Section three of Chapter Forty A of the General Laws, the Town of Brookline is hereby authorized to regulate and restrict, through its Zoning Bylaw, the use of land or structures for religious purposes or for educational purposes on land owned or leased by a religious sect or denomination, or by a nonprofit educational corporation within all residentially zoned districts.

Section 2. This act shall take effect upon its passage.

Upon motion of Robert M. Stein, seconded by Luster T. Delany, "No Action" was voted on Articles 20 and 21.

The Moderator recognized the main petitioner on Articles 20 through 45 and Melvin Goldstein addressed the meeting.

Upon motion of Robert M. Stein, seconded by Max Swartz, "No Action" was voted on Article 22.

Upon motion of Benedict Alper, duly seconded, "No Action" was then voted on Articles 23 through 45 inclusive.

At twenty minutes before ten o'clock, upon motion duly made and seconded, it was unanimously voted that this Special Town Meeting now be dissolved.

At the close of the meeting, the Checkers reported that the names of two hundred two (202) Town Meeting Members had been checked as in attendance at this meeting.

Dissolved:

A T T E S T

William F. Sullivan
Town Clerk

RECESSED ANNUAL TOWN MEETING

June 17, 1982

Pursuant to the vote passed on May 11, 1982, at the Annual Town Meeting, Town Meeting Members met at the High School Auditorium on Thursday, June 17, 1982 at 7:30 P.M.

No Town Meeting Member was allowed within the rails until his or her name had been checked on the list.

Lists of duly qualified Town Meeting Members were at the entrances to the meeting place and were in charge of Edward M. Kelly, JoAnn Brooks, Janet Ouellette, Elizabeth M. Splaine and Robert Sullivan, who were sworn to the faithful performance of their duties by the Town Clerk.

Mr. Jonathan Fine was appointed Teller to replace Dorothy Bruno, and he was sworn to the faithful performance of his duties by the Town Clerk.

At forty-five minutes past seven o'clock, the Checkers reported that the names of one hundred thirty-three (133) Town Meeting Members had been checked and the Town Clerk reported a quorum was present.

Carl M. Sapers, Moderator, called the meeting to order and proceeded to take the Articles as they appeared in the Warrant.

FIRST ARTICLE - To see if the Town will establish that the number of Measurers of Wood and Bark be two, to be appointed by the Selectmen, or act on anything relative thereto.

Upon motion of Michael W. Merrill, seconded by Luster T. Delany, it was unanimously:

VOTED: That the number of Measurers of Wood and Bark be two, to be appointed by the Selectmen.

SECOND ARTICLE - To see if the Town will authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1982, in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or act on anything relative thereto.

Upon motion of Robert M. Stein, seconded by Stephen R. Morse, it was unanimously:

VOTED: That the Town authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1982, in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17.

THIRD ARTICLE - To see if the Town will amend Article 1-B of the By-laws of the Town by adding, deleting, or substituting positions or classes in the Classification Plan, or will otherwise amend said Article 1-B, and will amend the Pay Plan by establishing, deleting or substituting minimum, maximum or flat rate salaries for any position or class which may have been added to, deleted from or substituted in the Classification Plan under this Article, or by changing any of the existing salaries, or by amending the general provisions with respect to sick leave, vacation leave and the like; or otherwise amend said Pay Plan, or act on anything relative thereto.

No motion was offered under the Third Article, no action taken.

FOURTH ARTICLE - To see if the Town will raise and appropriate, or appropriate from available funds, the sums, or any other sum or sums, requested or proposed by the Selectmen or by any other officer, board or committee, for any or all Town expenses and purposes, including, without limiting the foregoing, debt and interest, out-of-state travel, operating expenses, and to fix the salaries or other compensation of all elected officers of the Town, as provided in General Laws, Chapter 41, Section 108, and to provide for a reserve fund, or act on anything relative thereto.

Mr. Robert M. Stein, Chairman of the Board of Selectmen, addressed the meeting relative to the Annual Appropriation vote recommended under the Fourth Article.

At 8:05 P.M., upon motion duly made and seconded, it was unanimously voted to adjourn the Annual Town Meeting and convene the Special Town Meeting duly called and scheduled for 8:00 P.M. on Thursday, June 17, 1982.

At 8:07 P.M., upon motion duly made and seconded, it was unanimously voted to adjourn the Special Town Meeting and to reconvene the Annual Town Meeting.

Upon motion of Luster T. Delany, seconded by Edith G. Pearlman, the Advisory Committee moved to adopt the budget as outlined on pages 4-4 through 4-15.

The following amendments were presented under the Fourth Article and action taken as indicated on each proposal:

1. Robert M. Stein moved, seconded by Mr. Merrill, to reduce the Selectmen's budget to \$207,834. and add to the unclassified section, #43A: B-2 Parcel, Administration, the sum of \$51,500., and this motion carried.
2. Zvi A. Sesling moved, duly seconded, to increase Item #13, Fire Department, by the sum of \$22,000. and this motion carried by a counted vote, voting Yes 107 and No 94.
3. Frederick S. Sharff, Town Meeting Member, Precinct #11, and

Trustee of the Public Library, moved, and his motion was duly seconded, to increase Item #19 to \$892,205. and item #20 to \$379,912., for a total Library budget of \$1,272,117. and his motion carried by a counted vote, voting Yes 112 and No 91.

4. Mr. Robert M. Stein moved, duly seconded, to add to the Unclassified Section, #43B, the sum of \$126,199., Marsh Project Closeout, and his motion was defeated.

Upon the motion of Mr. Delany, duly seconded by Mrs. Pearlman, the following budget was then adopted for fiscal year 1983:

ANNUAL APPROPRIATION VOTE

A.

For expenses of General Government, specifically appropriated as follows:

	<u>FY - 1983</u>	<u>FY-1982*</u> <u>APPROPRIATION</u>
1. Selectmen The salaries of the Selectmen shall be at the rate of \$3,500 per annum for the chairman and at the rate of \$2,500 per annum for each of the other four.	\$ 207,834	(\$206,780)
2. Personnel	\$ 114,338	(\$98,137)
3. Purchasing	\$ 89,603	(\$93,353)
4. Legal Expenses (A.) Indemnifications	\$ 133,631 \$ 3,000	(\$120,656) (\$ 3,000)
5. Advisory Committee	\$ 2,725	(\$ 2,725)
6. Assessors	\$ 121,322	(\$123,006)
7. Comptroller	\$ 125,256	(\$124,578)
8. Treasurer and Collector The salary of the Treasurer and Collector shall be at the rate of \$32,632 per annum, provided that all fees received by her by virtue of her office shall be paid into the Town Treasury for the use of the Town.	\$ 120,023	(\$115,675)

* These are last year's appropriation figures plus salary adjustments resulting from collective bargaining.

	<u>FY-1983</u>	<u>FY-1982</u> <u>APPROPRIATION</u>
9. Town Clerk.....	\$ 247,686	(\$209,511)
The salary of the Town Clerk shall be at the rate of \$33,342 per annum provided that all fees received by him by virtue of his office shall be paid into the Town Treasury for the use of the Town.		
10. Planning Department.....	\$ 124,534	(\$115,964)
11. Rent Control Board.....	\$ 179,734	(\$176,128)

B.

For Maintaining the Public Safety, specifically appropriated as follows:

12. Police Department.....	\$4,565,781	(\$4,380,578)
Of this amount, \$160,605 is to be taken from the account entitled Parking Meter Fees; \$400,000 is to be taken from the Revenue Sharing Trust Fund; \$68,133 is to be taken from the account entitled Traffic Fine Fund; and \$3,937,043 to be raised and appro- priated in the tax levy.		

	<u>FY-1983</u>	<u>FY-1982</u> <u>APPROPRIATION</u>
13. Fire Department.....	\$5,238,587.	(\$5,136,850)
Of this amount \$515,000 is to be transferred from the Revenue Sharing Trust Fund, and \$4,723,587. is to be raised and appro- priated in the tax levy.		
14. Building Department.....	\$ 565,006	(\$527,246)

C.

For Public Works, including Divisions of Engineering, Highway, Sani-
tation, Water, Park, Forestry and Cemetery, specifically appropriated
as follows:

15. Personnel Services.....	\$ 4,429,296.	(\$4,425,957)
16. Maintenance of Public Works.....	<u>\$2,263,777.</u>	<u>(\$2,136,404)</u>
	\$6,693,073.	(\$6,562,361)

Of this amount \$160,605 is to be taken from the account entitled Parking Meter Fees; \$35,103 is to be taken from receipts in the Walnut Hills Cemetery Accounts, the sale of lots and miscellaneous, for the care of cemeteries; and \$6,497,365. is to be raised and appropriated in the tax levy.

	<u>FY-1983</u>	<u>FY-1982</u> <u>APPROPRIATION</u>
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D.

For Maintaining Public Schools, specifically appropriated as follows:

17. Instructional Services	\$11,567,352	(\$11,209,322)
18. Support Services	\$ 5,892,118	(\$5,408,897)
Total of above items	\$17,459,470	(\$16,618,219)
Less amount available from P.L. 864 and 874 accounts:	-0-	(- 11,234)
	<u>\$17,459,470</u>	<u>(\$16,606,985)</u>
The expected amount which the Town will receive under Chap. 643, Acts of 1948, in FY-1983 from School Aid and other sources is:		
Estimates of School Aid and State Reim- bursements:	\$ 1,901,344	(\$1,903,347)
Estimated amount of Construction Grants:	\$ 953,456	(\$ 953,456)
Estimates of other receipts on account of School Support:	\$ 63,000	(\$ 65,000)
Total estimated receipts on account of School Support:	\$ 2,917,800	(\$2,921,803)

FY-1983FY-1982
APPROPRIATION

E.

For Maintaining Libraries, specifically appropriated as follows:

19. Personnel Services.....	\$ 892,205.	(\$ 838,849)
20. Maintenance of Libraries...	<u>\$ 379,912.</u>	<u>(\$ 312,842)</u>
	\$1,272,117.	(\$1,151,691)

Of this amount, \$27,531 is to be taken from the account entitled State Aid for Free Public Libraries, and \$1,244,586. is to be raised and appropriated in the tax levy.

F.

For Maintaining Human Services, specifically appropriated as follows:

21. Health Department.....	\$ 484,385.	(\$ 495,845)
22. Veterans' Services.....	\$ 157,697	(\$ 157,115)
23. Council on Aging.....	\$ 148,778	(\$ 147,866)
24. Human Relations- Youth Resources.....	\$ 54,418	(\$ 51,038)

FY-1983FY-1982
APPROPRIATION

G.

For Recreation, specifically appropriated as follows:

25. Personnel Services . . .	\$ 617,167	(\$609,710)
26. Maintenance of Recreation ...	\$ 325,883	\$245,173)
Total Recreation Department	\$ 943,050	(\$854,883)

H.

For Non-Departmental Expenses, specifically appropriated as follows:

27. Retirement Board . . .	\$5,855,087	(\$5,564,075)
28. General Services and Communications . . .	\$ 326,602	(\$ 320,013)
29. Information Services (Town)	\$ 172,357	(\$ 191,046)
30. Printing Warrants and Reports	\$ 11,270	(\$ 11,270)
31. Dues - Mass. Municipal Association	\$ 4,266	(\$ 4,063)
32. Workers Compensation . . .	\$ 180,000	-
33. Group Insurance	\$2,749,326	(\$2,524,326)
34. Property and Boiler Insurance .	\$ 77,000	(\$ 77,000)

	<u>FY-1983</u>	<u>FY-1982</u> <u>APPROPRIATION</u>
35. Unemployment Insurance.....	\$175,000	(\$475,000)
36. Contingency Fund.....	\$ 20,000	(\$ 20,000)
37. Reserve Fund.....	\$350,000	(\$350,000)
38. Reserve Fund (Energy) (Town)	\$128,000	(\$541,000)
39. Payment in Lieu of Taxes....	\$ 6,000	(\$ 6,000)
40. Independent Audit.....	\$ 29,000	(\$ 25,000)
41. Revenue Sharing Audit	--	(\$ 1,000)
42. Retirement/Past Services Liability Fund.....	\$300,000	--
43. Transportation - Consul- tant Services.....	\$ 5,000	(\$ 5,000)
43A. B-2 Parcel-Administration	\$ 51,000.	--
<u>For Interest on Town Debt and Temporary Loans and for so much of the</u> <u>Principal of the Town Debt as matures during the current fiscal year.</u>		
44. Payment on Maturing Funded Debt.....	\$2,120,000	(\$2,160,000)
45. Interest on Funded Debt.....	\$ 579,334	(\$ 562,307)
Of this amount, \$964.37 is to be applied from Article 6 of this Town Meeting if approved and \$578,369.63 is to be raised and appropriated in the tax levy.		
46. Miscellaneous Interest and Fees.....	<u>\$ 250,000</u>	<u>(\$ 200,000)</u>
TOTAL.....	\$53,840,250	(\$50,510,305)

	<u>FY1983</u>	<u>FY1982</u> <u>APPROPRIATION</u>
<u>For Adjustments in Salaries:</u>		
Salary Adjustment Town - Included in Classification and Pay Plan		(\$1,116,497)
Salary Adjustments Town - Other	\$ 253,000	(\$ 75,000)
Salary Adjustments School Committee.....	\$1,145,460	(\$ 725,000)

To provide adjustments in the salaries of officers as may be determined by the Board of Selectmen, and of employees included within the Classification and Pay Plans of the Town, the proper amounts to be allocated by the Comptroller to the various departments and thereafter to be paid from the treasury upon the orders of the various boards and heads of departments concerned, with the approval of the Selectmen.

To provide for salary adjustments of School Committee employees as a result of collective bargaining.

Funding

Unless otherwise specified in individual cases, the appropriations made under Article 4 shall be raised and appropriated.

Conditions

The salaries voted herein shall be for the fiscal year beginning July 1, 1982.

Expenditures chargeable to funds provided for Personal Services shall be restricted to the total amounts set forth in the recommendations of the Advisory Committee respecting each department, program and sub-program as they may be amended by action of the Town at a Town Meeting, and such funds may be used for Personal Services only, as if voted separately in the Appropriation vote. Such expenditures shall be limited (a) to the number of positions in each pay or salary classification and (b) as to each position not within the

Classification and Pay Plans of the Town, to the amount of compensation recommended by the Advisory Committee therefor, as they may be amended by action of the Town at a Town Meeting, unless specifically changed by the Selectmen, or in Part E, by the Library Trustees, as restricted by the total adjustment, set forth in the vote above, as may be amended by action of Town Meeting. Funds recommended by the Advisory Committee for overtime, as they may be amended by action of the Town at a Town Meeting, shall be restricted to expenditures for that specific purpose.

Expenditures chargeable to funds provided for Contractual Services shall be restricted to the total amounts set forth in the recommendations of the Advisory Committee respecting each department, program and sub-program as they may be amended by action of the Town at a Town Meeting, and such funds may be used for Contractual Services only, as if voted separately in the appropriation vote.

Expenditures chargeable to funds provided for Supplies and Materials shall be restricted to the total amount set forth in the recommendations of the Advisory Committee respecting each department, program and sub-program as they may be amended by action of the Town at a Town Meeting, and such funds may be used for Supplies and Materials only, as if voted separately in the appropriation vote.

Expenditures chargeable to funds provided for Energy shall be restricted to the total amounts set forth in the recommendations of the Advisory Committee respecting each department, program and sub-program as they may be amended by action of the Town at a Town Meeting and such funds may be used for Energy only, as if voted separately in the appropriation vote.

Expenditures chargeable to funds provided for Other Charges shall be restricted to the total amounts set forth in the recommendations of the Advisory Committee respecting each department, program and sub-program as they may be amended by action of the Town at a Town Meeting and such funds may be used for Other Charges only, as if voted separately in the appropriation vote.

The Selectmen, or in the case of Part E, the Library Trustees, may permit specific transfers among the funds provided for Contractual Services, Supplies and Materials, Energy, and Other Charges, within the total amount of such funds appropriated for each department and program.

Whenever materials are furnished by one department, program or sub-program to another, the cost of which is charged in the first in-

stance to the appropriation of the former, detailed records thereof shall be kept and credit be given to the former in the records of the Comptroller.

The foregoing restrictions on expenditures for Personal Services, Contractual Services, Supplies and Materials, Energy, and Other Charges shall not apply to the appropriation for maintaining the Public Schools, except for the Information Services program. All expenses of the consolidated Information Services Department shall be charged in proportion to actual usage by the School Department to the Information Services program of the appropriation for maintaining the Public Schools and in proportion to actual usage by other Town departments to the Information Services appropriation for other Town uses, under Part A. Information Services expenses for general operating purposes shall be charged fifty percent to the appropriation for maintaining the Public Schools and fifty percent to the Information Services appropriation for other Town uses. An Information Services expenditure of \$5,000 or more for Contractual Services or Capital Equipment shall require approval of both the School Committee and the Selectmen.

Whenever motor vehicle fuel is furnished by one department to another, detailed records of such transactions shall be kept and forwarded on a periodic basis, at least monthly, to the Comptroller; and the cost of such motor vehicle fuel, at the price of the most recent purchase by the supplying department up to the date of a transaction, shall be charged to the Energy accounts of the using department and equal credit be given to the Energy accounts of the supplying department.

Expenditures chargeable to funds provided for Capital Expenditures shall be restricted to the items and amounts set forth in the recommendations of the Advisory Committee respecting each department, program and sub-program as they may be amended by action of the Town at a Town Meeting, as if voted separately in the appropriation vote, unless specifically changed by the Selectmen within the total amount appropriated for each department and program.

Twelve months after the completion and acceptance of any construction voted under any Article at this Town Meeting all unencumbered funds shall be closed to the Surplus Revenue of the town, or otherwise disposed of in accordance with law, and no further expenditures shall be authorized.

Expenditures chargeable to the appropriation for Repairs to Public Buildings shall be restricted to the items and amounts set forth in the recommendations of the Advisory Committee, as they may be amended by action of the Town at a Town Meeting unless specifically changed by the Selectmen.

No Town owned or leased vehicle, other than a school bus, shall be garaged off Town owned or leased premises, except to perform service or repairs, unless the department to which the vehicle is assigned uniformly enforces a written policy requiring reimbursement to the Town for all commuting during regular work hours and for all personal use of its vehicles, and provides a means to measure and record such use, at a mileage rate which has been determined at least annually by the Selectmen or the School Committee to meet the full cost of depreciation, operation, insurance, and maintenance for each vehicle that may be so used; provided that such garaging off Town owned or leased premises shall be only with the written permission of the Selectmen or School Committee and shall be only for key personnel who are on after hour emergency call; and no Town financed telephones are to be located off Town owned or leased premises.

Authority is hereby granted to the School Committee to enter into leases for temporary classrooms at various locations.

All requests for direct funding submitted to a Brookline Town Meeting by or for a program or project to be carried out under the control of any officer, agency, authority or organization, as a direct recipient of such funds, (the controlling party) which is not subject to General Laws, Chapter 66, Section 10, shall require filing of the following information concerning the controlling party with the Town Department or officer overseeing the program or project or, if no Department or officer is so designated, with the Selectmen (the supervising department):

1. Name and Office Address.
2. The Articles of Organization (if any) or enabling charter or agreements.
3. Names and Addresses of Officers and Directors.
4. Budget for the program or project.
5. Goals, objectives and guidelines for the proposed program or project.

6. Most recent complete financial statement
(not more than 24 months old).
7. Performance report for any prior programs or projects
funded in whole or in part by the Town within the past
three years.

No expenditures of funds or release of funds shall be made to the controlling party prior to the submission of the required information to the supervising department. All information filed hereunder shall be available for review and reference by any Town Meeting Member.

xxx

FIFTH ARTICLE - To see if the Town, in accordance with General Laws, Chapter 44, Section 64, will authorize payment of any one or more of the following unpaid bills of previous years, in the amounts indicated below, and which may be legally unenforceable due to the insufficiency of the appropriations therefor:

GEM Peerless Electric Supply	\$ 43.50
Selective Educational Equipment, Inc.	14.65
Brookline Moving Center	92.40
Boston Edison Company	1,807.00
(School Department)	
	<hr/>
	\$1,957.55

and will raise and appropriate, or appropriate from available funds \$1,957.55 or any other sum, to pay for the same, or act on anything relative thereto.

Upon motion duly made and seconded, it was unanimously:

VOTED: That the Town, in accordance with General Laws, Chapter 44, Section 64, authorize payment of the unpaid bills of previous years, listed in Article 5, and raise and appropriate \$1,957.55 to pay the same.

SIXTH ARTICLE - To see if the Town will authorize the Comptroller to close out either all or a portion of the unexpended balances in certain Special Appropriations and return said sums to the Surplus Revenue Account, or act on anything relative thereto.

Upon motion of Michael W. Merrill, seconded by Luster T. Delany, it was unanimously:

VOTED: That the unexpended balances in the following Special Appropriations be applied to fund the principal on bonds in Article 4 of this Annual Town Meeting:

73-624	Construction - Lawrence School	\$960.18
73-625	Addition - Main Library	4.19

SEVENTH ARTICLE - To see if the Town will appropriate funds, to be expended under the direction of the Board of Selectmen, upon recommendation of the Energy Conservation Study Committee, for the implementation of building modifications to conserve the use of energy in municipal facilities, and determine whether the appropriation will be raised by taxation, provided by transfer from available funds, by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Upon motion of Stephen B. Goldenberg, seconded by Eliot M. Kaplan, it was unanimously:

VOTED: To appropriate \$62,800 to be expended under the direction of the Board of Selectmen, upon recommendation of the Energy Conservation

Study Committee, for energy conservation and alternative energy improvements to Brookline Public Buildings and facilities and to meet the appropriation to authorize the Treasurer, with the approval of the Selectmen, to borrow \$628,000 under General Laws, Chapter 44, Section 7 (3B), as amended, and authorize the Selectmen to apply for, accept and expend federal and state aid and financial assistance or reimbursements therefor.

EIGHTH ARTICLE - To see if the Town will raise and appropriate, or appropriate from available funds, \$267,916.00, or any other sum, to be expended by the Commissioner of Public Works, with the approval of the Board of Selectmen, for the repair, reconstruction and resurfacing of Newton and of Beacon Street:

Newton Street

- a) Town and Newton City line to 1660' Easterly
- b) Wolcott Road to West Roxbury Parkway
- c) Clyde Street to Goddard Avenue

Beacon Street - Outbound Side

- a) Corey Road, westerly 1100' to Town and Boston City Line

and/or any other approved street, said sum to be totally reimbursed from the Commonwealth as provided under Chapters 351 and 732 Acts of 1981. or act on anything relative thereto.

Upon motion of Ronald F. Rosenblith, seconded by Luster T. Delany, it was unanimously:

VOTED: To raise and appropriate \$267,916.00 to be expended by the Commissioner of Public Works, with the approval of the Board of Selectment, for the repair, reconstruction and resurfacing of Newton and of Beacon Street:

Newton Street

- a) Town and Newton City line to 1600' Easterly
- b) Wolcott Road to West Roxbury Parkway
- c) Clyde Street to Goddard Avenue

Beacon Street - Outbound Side

- a) Corey Road, westerly 1100' to Town and Boston City line

and/or any other approved street, said sum to be totally reimbursed from the Commonwealth as provided under Chapters 351 and 732 Acts of 1981.

NINTH ARTICLE - To hear and act upon the reports of Town Officers and Committees.

TENTH ARTICLE - To see if the Town will authorize taking a sum of money voted for the appropriations heretofore made at this meeting and not voted to be borrowed, from any available funds in the treasury; will authorize the Assessors to use a portion of Free Cash in the determination of the tax rate for the fiscal year commencing July 1, 1982; and will exempt a portion of Free Cash from the provisions of Section 12A, in Chapter 151, of the Acts of 1979, or act on anything relative thereto.

ELEVENTH ARTICLE - To see if the Town will provide funding for any or all of the purposes mentioned in the foregoing articles by taxation, by transfer from available funds, by borrowing or by any combination of the foregoing, or act on anything relative thereto.

No motions were offered and therefor no action was taken under the Ninth, Tenth, nor Eleventh Articles.

At three minutes past ten o'clock, upon motion duly made and seconded, it was unanimously voted that this Annual Town Meeting now be dissolved.

Dissolved:

A T T E S T:

William F. Sullivan
Town Clerk



TOWN of BROOKLINE
Massachusetts

02147

WILLIAM F. SULLIVAN
TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

May 28, 1982

Dear Town Meeting Member:

In accordance with Massachusetts General Laws, Chapter 43A, Section 5, you are hereby notified that the Board of Selectmen has called for a Special Town Meeting to be held within the adjourned Annual Town Meeting, on Thursday, June 17, 1982 at 8:00 P.M.

The Annual Town Meeting was called to order on May 11, 1982 and then immediately adjourned to Thursday, June 17, 1982 to begin at 7:30 P.M.

Warrant for this Special Town Meeting is enclosed herewith.

Sincerely,

William F. Sullivan
Town Clerk

enc.

W A R R A N T

THE
COMMONWEALTH
OF MASSACHUSETTS

Special Town Meeting

Norfolk, ss.

To any Constable of the Town of Brookline,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

THURSDAY, the Seventeenth
Day of June, 1982

at eight o'clock in the evening for the following purposes, to wit:

FIRST ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendment thereto, or will otherwise amend and adopt said proposed amendment:

To amend Section 5.32(a)(1) of the Zoning Bylaw in order to eliminate the height bonus in business districts by inserting the word "residential" before the word "district" in the first line.

SECOND ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendment thereto, or will otherwise amend and adopt said proposed amendment:

To amend the Zoning Map by including within the G-2.0 General Business District the area, as identified in the 1980 Atlas of the Town of Brookline, described as all lots in Blocks 138 and 138A and to the centerline of Brookline Avenue and Washington Street on the southerly side, to the centerline of the easterly leg of new Pearl Street and the extension thereof to the centerline of the MBTA and along said centerline in a southwesterly direction to meet the boundary presently zoned G-2.0 on the westerly side, all of which is now zoned I-1.0 Industrial Service District.

THIRD ARTICLE - To see if the Town will accept the report entitled "Feasibility Study for Relocation of the Brookline Water Division" prepared by Chisholm Washington Associates, Inc., at the direction of the Selectmen, and any supplements of said study, or act on anything relative thereto.

FOURTH ARTICLE - To see if the Town will appropriate funds in the amount of \$65,000, or any other sum, to be expended under the direction of the Selectmen, for the cost of plans and specifications and related costs for a new Water Division facility on Town-owned land off Netherlands Road, or such other site as may be approved by this Town Meeting; and determine whether such appropriation will be provided by transfer from available funds, by borrowing or by any combination of the foregoing, or act on anything relative thereto.

FIFTH ARTICLE - To see if the Town will rescind the vote adopted under Article 4 of the Warrant for the December 12, 1979 Special Town Meeting, set forth in full below:

VOTED: To appropriate \$495,000 to be expended under the direction of the Selectmen for the purchase, from the Brookline Redevelopment Authority, and/or UDAG Project developers, including the cost of original equipment and furnishings of a new Water Division Facility, to be designed and constructed in conjunction with, but not necessarily within, the Marsh B-2 Parcel UDAG project site; with said purchase being contingent upon the award of UDAG funds from the Department of Housing and Urban Development in an amount satisfactory to the Selectmen, and to authorize the Treasurer, with the approval of the Selectmen, to borrow \$495,000 under G.L.c.44, and to authorize the Selectmen to file an application or applications to the Economic Development Administration, Department of Commerce for a Public Works and Development Facilities grant to purchase, including the cost of original equipment and furnishings, of a new Water Division Facility, and to reduce said borrowing by the amount of funds actually obtained for the project thereunder, which funds shall be expended for said project without additional authorization or appropriation, and further, reduce said borrowing by the amount of funds received from the sale of the existing Water Division property, which funds are hereby appropriated for such purpose.

SIXTH ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendments thereto, or will otherwise amend and adopt said proposed amendments:

To amend Section 5.11(b) by substituting for the introductory paragraph the following:

(b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:

and to amend Section 5.11(b)(1) by substituting for the existing wording the following:

(1) the site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts;

and to amend Section 5.11(b)(2) by deleting the Paragraph and substituting the following paragraph:

(2) the total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this section, except that not more than 10% of the area to be divided

can be wetlands as determined by the Brookline Conservation Commission, and except that in S-10 Districts there shall not be more than an average of 4 dwelling units per acre for sites of two to four acres and $3\frac{1}{2}$ dwelling units per acre for sites larger than four acres; and except that in S-7 Districts there shall not be more than an average of 5 dwelling units per acre for sites of two to four acres and $4\frac{1}{2}$ dwelling units per acre for sites larger than four acres; the Board of Appeals may limit the number of units to less than the maximum permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum allowable development.

SEVENTH ARTICLE - We, the undersigned registered voters in the Town of Brookline, request that, upon completion of Planning Department procedures and approval by the appropriate Town organizations and councils, the North Brookline CDBG boundary line be extended one block west to include Atherton Road (both sides). (By petition).

EIGHTH ARTICLE - To see if the Town will

A. Amend Article XXXVIII of the Bylaws of the Town of Brookline in the following manner:

- (1) By amending Section 3 paragraph (h)(1) by striking said Section and replacing it as follows: "(1) Owner occupancy of a condominium unit if the last previous occupant was a tenant unless the owner occupant was an existing tenant in such unit on September 4, 1980 or has been an existing tenant in said unit for a minimum of one year."
- (2) By amending Section 9A(d) by striking the same and substituting therefor the following Section: "(d) The Board shall grant a permit to an existing condominium development if the Board determines that by May 14, 1980, at least 40 percent of the condominium units therein had been conveyed or were covered by a purchase and sales agreement, a cancelled check being conclusive proof of the transaction."
- (3) By adding the following provisions to Section 9A: "(g) The Board shall grant a permit under the following conditions:
 - (1) If the rental level for a one bedroom unit exceeds (a stated sum) per month for a two bedroom unit exceeds (a stated sum) per month or for a three or more bedroom unit exceeds (a stated sum) per month, each such rental level to be increased annually by the General Adjustment, if any, promulgated by the Board, and (2) if the unit has become vacated voluntarily by the previous tenant and the owner of said unit can prove to the Board that said vacating was not occasioned by any harassment of said tenant by the owner, previous owner or anyone acting by or for said owner or previous owner. (3) In no event shall this Board issue removal permits under this subsection in any one year for more than percent of the controlled rental units under the Board's jurisdiction as the same may be set annually by the Board. (h) The Board shall grant a permit to a condominium unit owner who both owns and occupies his condominium unit on May 15, 1982."; and

B. Amend Article XXXIX of the Bylaws of the Town of Brookline by adding the following language to Section 2 thereof in the second sentence after the language "paragraphs (b), (c), and (d)" "(g) and (h)";
or act on anything relative thereto.

NINTH ARTICLE - To see if the Town will vote to amend the Bylaw of the Town of Brookline, Article XXXVIII, Rent and Eviction Control, by adding to Section 9A, Removal from Rental Housing Use, the following new subsection to be inserted after the existing subsection (c):

"The Board shall grant a permit if the unit as to which a removal permit is sought, is a vacant unit unless the Board finds evidence that the last occupant vacated said unit because of harrassment by the owner thereof." (By petition)

TENTH ARTICLE - To hear and act on the reports of Town Officers and Committees.

Hereof fail not, and make due return of this warrant, with your doings thereon, to the Selectmen fourteen days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this twenty-fifth day of May in the year of our Lord, one thousand nine hundred and eighty-two.

s/Robert M. Stein

s/Edward Novakoff

s/Stephen B. Goldenberg

s/Ronald F. Rosenblith

s/Michael W. Merrill

Board of Selectmen

Norfolk, ss.

Brookline, Mass.

May 28, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline to meet at the High School Auditorium in said Town at 8:00 P.M., Thursday, June 17, 1982, by posting true and attested copies of the within Warrant in twenty public places and by causing it to be published in the Brookline Chronicle-Citizen, issue of May 27, 1982, an attested copy of the within Warrant. All of which was done at least fourteen days before said meeting.

/s James Espsito
Constable

SPECIAL TOWN MEETING

June 17, 1982

Upon dissolution of the Annual Town Meeting at 10:03 P.M. this evening, the Special Town Meeting scheduled for 8:00 P.M. was immediately reconvened and the Moderator proceeded to take up the Articles as they appeared in the Warrant.

FIRST ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendment thereto, or will otherwise amend and adopt said proposed amendment:

To amend Section 5.32(a)(1) of the Zoning Bylaw in order to eliminate the height bonus in business districts by inserting the word "residential" before the word "district" in the first line.

Upon motion of Michael W. Merrill, seconded by Luster T. Delany, it was unanimously:

VOTED: To amend Section 5.32(a)(1) of the Zoning Bylaw in order to eliminate the height bonus in business districts by inserting the word "residential" before the word "district" in the first line.

SECOND ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendment thereto, or will otherwise amend and adopt said proposed amendment:

To amend the Zoning Map by including within the G-2.0 General Business District the area, as identified in the 1980 Atlas of the Town of Brookline, described as all lots in Blocks 138 and 138A and to the centerline of Brookline Avenue and Washington Street on the southerly side, to the centerline of the easterly leg of new Pearl Street and the extension thereof to the centerline of the MBTA and along said centerline in a southwesterly direction to meet the boundary presently zoned G-2.0 on the westerly side, all of which is now zoned I-1.0 Industrial Service District.

Upon motion of Robert M. Stein, seconded by Max Swartz, it was, by a counted vote, one hundred sixty (160) recorded as in favor, twelve (12) recorded as opposed:

VOTED: To amend the Zoning Map by including within the G-2.0 General Business District the area, as identified in the 1980 Atlas of the Town of Brookline, described as all lots in Blocks 138 and 138A and to the centerline of Brookline Avenue and Washington Street on the southerly side, to the centerline of the easterly leg of new Pearl Street and the extension thereof to the centerline of the MBTA and along said centerline in a southwesterly direction to meet the boundary presently zoned G-2.0 on the westerly side, all of which is now zoned I-1.0 Industrial Service District.

THIRD ARTICLE - To see if the Town will accept the report entitled "Feasibility Study for Relocation of the Brookline Water Division" prepared by Chisholm Washington Associates, Inc., at the direction of the Selectmen, and any supplements of said study, or act on anything relative thereto.

Upon motion of Robert M. Stein, seconded by Luster T. Delany, it was unanimously:

VOTED: To receive and place on file without ratification of any action taken or authorization of any action proposed, the report, and all supplements filed therewith, entitled: Feasibility Study for Relocation of the Brookline Water Division" prepared by Chisholm Washington Associates, Inc., at the direction of the Selectmen.

FOURTH ARTICLE - To see if the Town will appropriate funds in the amount of \$65,000, or any other sum, to be expended under the direction of the Selectmen, for the cost of plans and specifications and related costs for a new Water Division Facility on Town-owned land off Netherlands Road, or such other site as may be approved by this Town Meeting; and determine whether such appropriation will be provided by transfer from available funds, by borrowing or by any combination of the foregoing, or act on anything relative thereto.

Upon motion of Ronald F. Rosenblith, seconded by Stephen B. Morse, it was by a majority:

VOTED: To appropriate \$65,000. to be expended under the direction of the Building Commission, with the approval of the Selectmen, for the costs of plans and specifications for a new Water Division Facility at the Netherlands Road site, and to meet the appropriation transfer \$49,850.14 from the Energy Reserve Fund, appropriated at the 1981 Annual Town Meeting, and authorize the Comptroller to close out the unexpended balance of Account 80-803 Water Main Cleaning and Relining in the amount of \$15,149.86 and apply it to fund the costs of said plans and specifications for the Water Division Facility.

Upon motion of Ronald F. Rosenblith, seconded by Jeffrey P. Allen, it was unanimously:

VOTED: To instruct the Building Commission to develop an alternative which provides for the vehicle storage area to be unheated.

FIFTH ARTICLE - To see if the Town will rescind the vote adopted under Article 4 of the Warrant for the December 12, 1979 Special Town Meeting, set forth in full below:

VOTED: To appropriate \$495,000 to be expended under the direction of the Selectmen for the purchase, from the Brookline Redevelopment Authority, and/or UDAG Project developers, including the cost of original equipment and furnishings, of a new Water Division Facility, to be designed and constructed in conjunction with, but not necessarily within, the Marsh B-2 Parcel UDAG project site; with said purchase being contingent upon the award of UDAG funds from the Department of Housing and Urban Development in an amount satisfactory to the Selectmen, and to authorize the Treasurer, with the approval

of the Selectmen, to borrow \$495,000 under G.L. c.44, and to authorize the Selectmen to file an application or applications to the Economic Development Administration, Department of Commerce for a Public Works and Development Facilities grant to purchase, including the cost of original equipment and furnishings, of a new Water Division Facility, and to reduce said borrowing by the amount of funds actually obtained for the project thereunder, which funds shall be expended for said project without additional authorization or appropriation, and further, reduce said borrowing by the amount of funds received from the sale of the existing Water Division property, which funds are hereby appropriated for such purpose.

Upon motion of Robert M. Stein, seconded by Eliot M. Kaplan, it was unanimously:

VOTED: To rescind the vote adopted under Article 4 of the Warrant for the December 12, 1979 Special Town Meeting, set forth in full below:

VOTED: To appropriate \$495,000 to be expended under the direction of the Selectmen for the purchase, from the Brookline Redevelopment Authority, and/or UDAG Project developers, including the cost of original equipment and furnishings, of a new Water Division Facility, to be designed and constructed in conjunction with, but not necessarily within, the Marsh B-2 Parcel UDAG project site; with said purchase being contingent upon the award of UDAG funds from the Department of Housing and Urban Development in an amount satisfactory to the Selectmen, and to authorize the Treasurer, with the approval of the Selectmen, to borrow \$495,000 under G.L. c.44, and to authorize the Selectmen to file an application or applications to the Economic Development Administration, Department of Commerce for a Public Works and Development Facilities grant to purchase, including the cost of original equipment and furnishings, of a new Water Division Facility, and to reduce said borrowing by the amount of funds actually obtained for the project thereunder, which funds shall be expended for said project without additional authorization or appropriation, and further, reduce said borrowing by the amount of funds received from the sale of the existing Water Division property, which funds are hereby appropriated for such purpose.

SIXTH ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendments thereto, or will otherwise amend and adopt said proposed amendments:

To amend Section 5.11(b) by substituting for the introductory paragraph the following:

- (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:

and to amend Section 5.11(b)(1) by substituting for the existing wording the following:

- (1) The site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts:

and to amend Section 5.11(b)(2) by deleting the paragraph and substituting the following paragraph:

- (2) The total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this section, except that not more than 10% of the area to be divided can be wetlands as determined by the Brookline Conservation Commission, and except that in S-10 Districts there shall not be more than an average of 4 dwelling units per acre for sites of two to four acres and 3-½ dwelling units per acre for sites larger than four acres; and except that in S-7 Districts there shall not be more than an average of 5 dwelling units per acre for sites of two to four acres and 4-½ dwelling units per acre for sites larger than four acres; the Board of Appeals may limit the number of units to less than the maximum permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum allowable development.

Upon motion of Luster T. Delany, seconded by Max Swartz, with Ruth D. Dorfman requesting to be recorded as not participating in the vote under the Sixth Article:

VOTED: To refer the matter of Article 6 to the Selectmen for review and report to the next Town Meeting.

SEVENTH ARTICLE - We, the undersigned registered voters in the Town of Brookline, request that, upon completion of Planning Department procedures and approval by the appropriate Town organizations and councils, the North Brookline CDBG boundary line be extended one block west to include Atherton Road (both sides).

Upon motion of Robert M. Stein, seconded by Stephen R. Morse, it was by a majority:

VOTED: To extend the boundary of the North Brookline Neighborhood Strategy Area to include all properties abutting Atherton Road.

EIGHTH ARTICLE - To see if the Town will

A. Amend Article XXXVIII (Rent and Eviction Control) of the Bylaws of the Town of Brookline in the following manner:

- (1) By amending Section 3 paragraph (h)(1) by striking said Section and replacing it as follows: "(1) Owner occupancy of a condominium unit if the last previous occupant was a tenant unless the owner occupant was an existing tenant in such unit on September 4, 1980 or has been an existing tenant in said unit for a minimum of one year."
- (2) By amending Section 9A(d) by striking the same and substituting therefor the following Section: "(d) The Board shall grant a permit to an existing condominium development if the Board determines that by May 14, 1980, at least 40

percent of the condominium units therein had been conveyed over were covered by a purchase and sales agreement, a cancelled check being conclusive proof of the transaction."

- (3) By adding the following provisions to Section 9A: "(g) The Board shall grant a permit under the following conditions: (1) If the rental level for a one bedroom unit exceeds (a stated sum) per month, for a two bedroom unit exceeds (a stated sum) per month or for a three or more bedroom unit exceeds (a stated sum) per month, each such rental level to be increased annually by the General Adjustment, if any, promulgated by the Board, and (2) if the unit has become vacated voluntarily by the previous tenant and the owner of said unit can prove to the Board that said vacating was not occasioned by any harassment of said tenant by the owner, previous owner or anyone acting by or for said owner or previous owner. (3) In no event shall this Board issue removal permits under this subsection in any one year for more than _____ percent of the controlled rental units under the Board's jurisdiction as the same may be set annually by the Board. (h) The Board shall grant a permit to a condominium unit owner who both owns and occupies his condominium unit on May 15, 1982"; and

- B. Amend Article XXXIX (Conversion of Multi-family Rental Housing) of the Bylaws of the Town of Brookline by adding the following language to Section 2 thereof in the second sentence after the language "paragraphs (b), (c), and (d)" "(g) and (h)";

or act on anything relative thereto.

NINTH ARTICLE - To see if the Town will vote to amend the Bylaw of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 9A, Removal from Rental Housing Use, the following new subsection to be inserted after the existing subsection (c):

"The Board shall grant a permit if the unit as to which a removal permit is sought, is a vacant unit unless the Board finds evidence that the last occupant vacated said unit because of harassment by the owner thereof."

Upon motion duly made and seconded, it was by a majority:

VOTED: To refer Article Eight and Article Nine to the Selectmen for review and report to the Fall Town Meeting.

TENTH ARTICLE - To hear and act on the reports of Town Officers and Committees.

No motion was offered under the Tenth Article.

At twelve minutes past eleven o'clock, upon motion duly made and seconded, it was unanimously voted that this Special Town Meeting now be dissolved.

Dissolved:

A T T E S T:

William F. Sullivan

W A R R A N T

FOR THE STATE PRIMARY THE

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

To any Constable of the Town of Brookline

Greetings:

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in the Primaries to vote at PRECINCTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16:

Precinct 1 - Brookline Motor Hotel, 1223 Beacon Street
 Precinct 2 - Coolidge Corner Library, 31 Pleasant Street
 Precinct 3 - Theresa Morse Apartments, 90 Longwood Avenue
 Precinct 4 - St. Mary's School Hall, 67 Harvard Street
 Precinct 5 - Sewall School, 279 Cypress Street
 Precinct 6 - Physical Education Building, 70 Tappan Street
 Precinct 7 - Arthur A. O'Shea House, 61 Park Street
 Precinct 8 - Devotion School, 345 Harvard Street
 Precinct 9 - Kehillath Israel Temple, 384 Harvard Street
 Precinct 10 - Fire Station #7, 665 Washington Street
 Precinct 11 - Driscoll School, New Gymnasium, 64 Westbourne Terr.
 Precinct 12 - Runkle School Gymnasium, Clinton Road Entrance
 Precinct 13 - Runkle School Gymnasium, Clinton Road Entrance
 Precinct 14 - Heath School Gymnasium, 100 Eliot Street
 Precinct 15 - Fire Station #6, 962 Hammond Street
 Precinct 16 - Putterham Branch Library, 959 West Roxbury Parkway

TUESDAY, THE FOURTEENTH DAY OF SEPTEMBER, 1982 from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Primary for the nomination of candidates of political parties for the following offices:

U.S. SENATOR	For the Commonwealth
GOVERNOR	For the Commonwealth
LT. GOVERNOR	For the Commonwealth
ATTORNEY GENERAL	For the Commonwealth
SECRETARY	For the Commonwealth
TREASURER	For the Commonwealth
AUDITOR	For the Commonwealth
REPRESENTATIVE IN CONGRESS	Fourth Cogressional District
COUNCILLOR	Third Councillor District
SENATOR IN GENERAL COURT	2nd Middlesex x Norfolk District
REPRESENTATIVE IN GENERAL COURT	15th Norfolk and 11th Suffolk Representative District
DISTRICT ATTORNEY	Norfolk District
CLERK OF COURTS	Norfolk County
REGISTER OF DEEDS	Norfolk District
COUNTY COMMISSIONER	Norfolk County

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said meeting.

Given under our hands on the 10th day of August 1982.

s/ Robert M. Stein

s/ Edward Novakoff

s/ Stephen B. Goldenberg

s/ Michael W. Merrill

BOARD OF SELECTMEN

Norfolk, ss.

Brookline, Massachusetts

August 20, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline as within described, by posting true and attested copies of this Warrant in twenty public places within the Town. I also had a true and attested copy of this Warrant published in the Brookline Tab, issue of August 18, 1982. All of which was done at least seven days before said election.

s/ Marvin Feinman
Constable

SEPTEMBER 14, 1982

TOWN OF BROOKLINE
STATE PRIMARY

OFFICIAL RESULTS

STATE PRIMA

OFFICE: NAMES OF CANDIDATES:	SENATOR IN CONGRESS			GOVERNOR		LIEUTENANT GOVERNOR					ATTORNEY GENERAL
	KENNEDY	KING	DUKAKIS	KERRY	MURPHY	NICKINELLO	PINES	ROTONDI	BELLOTTI		
PRECINCT 1.	651	083	720	150	375	012	184	044	536		
" 2.	813	153	903	231	417	026	277	054	715		
" 3.	820	135	941	221	415	037	301	055	743		
" 4.	767	242	781	264	405	072	173	064	727		
" 5.	730	309	700	280	435	057	123	073	712		
" 6.	755	161	792	207	408	049	197	057	669		
" 7.	793	134	892	254	355	026	279	058	703		
" 8.	693	139	789	178	361	025	250	055	593		
" 9.	935	126	1088	251	480	024	355	055	838		
" 10.	844	122	972	237	408	035	315	055	744		
" 11.	821	127	1002	218	431	032	320	069	727		
" 12.	871	141	934	204	450	039	305	054	729		
" 13.	780	163	861	189	401	031	281	072	716		
" 14.	658	282	652	228	377	043	146	105	639		
" 15.	685	280	750	292	320	061	245	077	700		
" 16.	872	293	962	373	304	073	358	112	849		
TOTALS	12,488	2,890	13,739	3,777	6,342	642	4,109	1,059	11,340		

SEPTEMBER 14, 1982

TOWN OF BROOKLINE

OFFICIAL RESULTS

STATE PRIMARY

OFFICE: NAMES OF CANDIDATES:	SECRETARY	TREASURER	AUDITOR	REPRESENTATIVE COUNCILOR IN CONGRESS		SENATOR IN GENERAL COURT	REPRESENTATIVE IN GENERAL CT.		DISTRICT ATTORNEY	REGISTER OF DEEDS
	CONNOLLY	CRANE	FINNEGAN	FRANK	CONNOLLY	BACRMAN	BUSINGER	DELAHUNT	HANNON	
PRECINCT 1.	394	394	366	667	337	493	452	390	353	
" 2.	547	562	520	866	462	664	605	548	484	
" 3.	543	573	523	881	464	693	623	540	503	
" 4.	567	582	543	771	485	618	605	546	502	
" 5.	561	583	539	689	474	578	552	537	463	
" 6.	554	539	504	737	456	627	580	513	462	
" 7.	491	521	453	879	405	653	562	462	442	
" 8.	433	442	402	754	369	568	503	423	365	
" 9.	616	630	570	1027	537	808	762	619	552	
" 10.	564	568	517	926	474	715	623	530	499	
" 11.	514	547	473	941	430	706	619	508	439	
" 12.	527	502	502	941	470	686		538	492	
" 13.	530	536	496	804	448	634		541	461	
" 14.	503	529	492	661	442	505		492	461	
" 15.	523	550	512	743	430	577		522	449	
" 16.	660	667	643	980	558	719		659	624	
TOTALS	8,527	8,725	8,055	13,267	7,241	10,244	6,486	8,368	7,551	

SEPTEMBER 14, 1982

TOWN OF BROOKLINE
STATE PRIMARY

OFFICIAL RESULTS

OFFICE: NAMES OF CANDIDATES:	COUNTY COMMISSIONER			REPRESENTATIVE IN GENERAL COURT - ELEVENTH SUFFOLK DISTRICT						
	AHEARN	LYNN	MCLAUGHLIN	FINNEGAN	IANNELLA	LEONARD	MOORHEAD	MYERSON	WALSH	
PRECINCT 1.	190	092	079							
" 2.	275	120	110							
" 3.	282	162	105							
" 4.	273	099	201							
" 5.	270	090	210							
" 6.	281	090	143							
" 7.	249	121	100							
" 8.	183	105	096							
" 9.	340	142	112							
" 10.	283	130	096							
" 11.	238	132	093							
" 12.	266	129	099	082	072	008	006	789	024	
" 13.	251	124	090	085	083	015	006	678	032	
" 14.	268	086	144	106	101	027	029	524	054	
" 15.	264	114	116	134	160	019	030	516	035	
" 16.	381	130	181	187	319	013	020	585	047	
TOTALS	4294	1,866	1,975	594	735	082	091	3,092	192	

DEMOCRAT

SEPTEMBER 14, 1982

TOWN OF BROOKLINE
STATE PRIMARY

OFFICIAL RESULTS

OFFICE: NAMES OF CANDIDATES:	CLERK OF COURTS - NORFOLK COUNTY							
	BARBADORO	BERGIN	BLOOM	FLINN	JOYCE	LAING	LARIVA	O'BRIEN- KILLIGN
PRECINCT 1.	102	023	089	034	004	175	012	040
" 2.	124	045	165	042	017	210	022	045
" 3.	107	042	180	052	019	210	014	055
" 4.	136	171	067	076	023	177	020	059
" 5.	101	184	028	074	034	189	032	081
" 6.	112	087	079	069	021	200	015	071
" 7.	104	046	178	036	017	171	025	042
" 8.	098	038	145	033	013	177	011	047
" 9.	115	047	294	036	023	219	021	039
" 10.	130	035	187	034	011	220	011	050
" 11.	105	040	176	058	011	227	023	031
" 12.	140	033	130	055	010	289	016	047
" 13.	134	025	141	063	012	241	012	033
" 14.	101	127	094	055	042	148	022	063
" 15.	109	088	165	064	024	171	012	031
" 16.	132	103	313	069	029	175	028	044
TOTALS	1,850	1,134	2,431	850	310	3,199	296	778

STATE PRIMARY

STATE DIVISION															
OFFICE: NAMES OF CANDIDATES:	SENATOR IN CONGRESS			GOVERNOR		LIEUTENANT GOVERNOR		ATTORNEY GENERAL		SECRETARY		TREASURER		AUDITOR	
	SHAMIE	CARD	LAKIAN	SEARS	LOMBARDI	WAINWRIGHT	DOW	LeCLAIR	ROBERTSON						
PRECINCT 1.	059	007	019	078	066	063	065	057	060						
" 2.	052	007	013	068	047	048	047	043	044						
" 3.	066	012	015	079	067	058	050	048	052						
" 4.	057	012	018	049	053	052	048	048	046						
" 5.	052	010	019	056	051	046	049	044	043						
" 6.	046	008	010	049	044	039	039	036	034						
" 7.	067	010	015	096	075	057	062	062	061						
" 8.	029	005	004	042	025	026	024	025	023						
" 9.	046	012	024	049	053	048	044	042	048						
" 10	046	010	016	067	050	039	039	036	033						
" 11.	032	004	020	057	043	041	039	040	037						
" 12.	052	005	015	054	048	043	046	043	041						
" 13.	065	012	020	058	063	061	058	056	059						
" 14	099	012	014	118	099	090	096	085	084						
" 15.	147	017	045	188	151	150	151	140	141						
" 16.	075	017	012	090	072	072	084	064	066						
TOTALS:	990	160	279	1,198	1,007	933	941	869	872						

STATE PRIMARY

OFFICE: NAMES OF CANDIDATES:	REPRESENTATIVE			WRITE - Ins		STATISTICS						
	SENATOR	11th SUFFOLK				TOTAL REG.	DEN	REP	IND	DEN	REP	TOTAL VOTED
	HECKLER	MADEIS	MANN									
PRECINCT 1.	078	062				1593	653	231	709	817	113	930
" 2.	063	046				1971	880	193	898	1072	096	1168
" 3.	072	056				1931	923	233	775	1085	118	1203
" 4.	066	049				1989	984	161	844	1031	084	1115
" 5.	064	051				1746	947	151	648	1022	092	1114
" 6.	048	040		184 GLENN 41 Sullivan Bainston Rd.		1870	898	222	750	963	071	1034
" 7.	085	062		184 William Brookline EVANGELAKOS		2019	951	257	811	1039	135	1174
" 8.	037	024		184 William Brookline		1589	796	109	684	977	052	1029
" 9.	057	053		1A IRA AXEL 44 Michael 127 William 15A ARTHUR CLARKE Brookline 16A HENRY Wadsworth 151 TAPPAN ST.		2223	1075	180	968	1231	101	1332
" 10.	058	046				2030	921	220	889	1102	098	1200
" 11.	046	044				2172	934	185	1053	1144	086	1230
" 12.	062	040	047			1921	902	159	860	1095	088	1183
" 13.	073	058	064	1A WARREN T. HALEY Brookline		1922	862	251	809	1034	092	1126
" 14.	116	088	075			1871	771	300	800	947	149	1096
" 15.	184	149	157			2186	760	446	980	1043	257	1300
" 16.	084	068	079			2163	934	295	934	1280	130	1410
TOTALS	1,193	936	442			31196	14191	3593	13412	16882	1762	18544

597 7/10



TOWN of BROOKLINE

Massachusetts

02147

WILLIAM F. SULLIVAN
TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

September 13, 1982

Dear Town Meeting Member:

In accordance with Massachusetts General Laws, Chapter 43A, Section 5, you are hereby notified that the Board of Selectmen has called for a Special Town Meeting to be held on Tuesday, October 5, 1982 at 7:00 P.M. in the High School Auditorium.

Warrant for said meeting is enclosed herewith.

Sincerely,

William F. Sullivan
Town Clerk

enc.

W A R R A N T

THE

COMMONWEALTH
OF MASSACHUSETTS

Special Town Meeting

Norfolk, ss.

To any Constable of the Town of Brookline,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

TUESDAY, the Fifth Day
of October, 1982

at seven o'clock in the evening for the following purposes, to wit:

FIRST ARTICLE - To see if the Town will raise and appropriate, or appropriate from available funds, a sum or sums of money, to fund the FY 1983 cost items in collective bargaining agreements between the Town and various employee unions; will fund wage and salary increases for employees not included in the collective bargaining agreements; and will amend the Article 1-B (Classification and Pay Plans) of the Town Bylaws as appropriate, or act on anything relative thereto.

SECOND ARTICLE - To see if the Town will appropriate a sum of money, to be expended under the direction of the Board of Selectmen, for the development of the Marsh Urban Renewal Project B-2 Parcel, including costs pertaining to acquisition, relocation, demolition, site preparation activities, land disposition and related expenses, and to authorize the Treasurer, with the approval of the Selectmen, to borrow said sum of money under G.L. c.44; or act on anything relative thereto.

THIRD ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendments thereto, or will otherwise amend and adopt said proposed amendments:

To amend Section 5.11(b) by substituting for the introductory paragraph the following:

- (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:

and to amend Section 5.11(b)(1) by substituting for the existing wording the following:

- (1) The site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts;

and to amend Section 5.11(b)(2) by deleting the Paragraph and substituting the following paragraph:

- (2) The total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this section, except that not more than 10% of the area to be divided can be wetlands as determined by the Brookline Conservation Commission, and except that in S-10 Districts there shall not be more than an average of 4 dwelling units per acre for sites of two to four acres and $3\frac{1}{2}$ dwelling units per acre for sites larger than four acres; and except that in S-7 Districts there shall not be more than an average of 5 dwelling units per acre for sites of two to four acres and $4\frac{1}{2}$ dwelling units per acre for sites larger than four acres; the Board of Appeals may limit the number of units to less than the maximum permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum allowable development.

FOURTH ARTICLE - To see if the Town will adopt the following resolution:

WHEREAS, our General Court, after perfunctory consideration, has placed Question Two on the ballot for November 2, 1982, in an attempt to reinstate the death penalty by amending our Massachusetts Constitution; and

WHEREAS, Canada, Mexico and most European and democratic states have abolished the death penalty; and

WHEREAS, the overwhelming weight of authority indicates that the death penalty does not deter crime more than life imprisonment; and

WHEREAS, our Supreme Judicial Court, in the course of ruling in 1980 that the death penalty is unconstitutional under our Massachusetts Constitution, stated, "It is inevitable that the death penalty will be applied arbitrarily...and will fall discriminatorily upon minorities..."; and

WHEREAS, history indicates that it is inherent in our system of justice that it has, and will, make mistakes and convict some innocent persons; and

WHEREAS, the death penalty brutalizes society and contravenes our Judeo-Christian tradition by cheapening the value of human life.

THEREFORE, the Town of Brookline:

1. Opposes the taking of a human life by our criminal justice system and, therefore, opposes Question Two on the ballot for November 2, 1982; and
2. Hereby instructs our legislators in the General Court to vote against legislation implementing a death penalty in the event Question Two passes. (By petition)

FIFTH ARTICLE - To see if the Town will amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

- I.
 - A. Section 3, subsection (b)(2) is hereby amended by adding the following words after the words "on or after said date;" provided that, any rental units restored after a fire, flood or other casualty shall not be exempt under this subsection;
 - B. Section 9A is hereby amended by adding the following new subsection:
 - (g) The Board shall not grant a permit for any unit which has been damaged by fire, flood or other casualty unless the permit is a temporary permit for rehabilitation or is a permit to demolish the unit.
- II. Section 3, subsection (b)(5) is hereby amended by adding the following words after the words "or three-family house;" provided that, this exception shall not apply to a building which was a four or more unit building and which became an owner-occupied two-family or three-family house after August 20, 1982;
- III.
 - A. Section 3, subsection (h) is hereby amended by adding the following new paragraph:
 - (5) Leaving a unit vacant for over three months.
 - B. Section 9A is hereby amended by adding the following new subsection:
 - (h) In deciding whether to grant a permit under this section, if the removal is for vacancy over three months (Section 3 (h)(5) or for rehabilitation (Section 3 (h)(3)), the Board may consider extenuating circumstances of the owner which necessitates the continued vacancy of the unit. If the Board determines that a permit should issue for said unit, such permit shall be valid only for a limited period of time, to be determined by the Board. Notwithstanding any other provision of this Article or the Board's regulations, an owner may re-apply for an extension of a permit granted under this subsection.
- IV.
 - A. Section 3, subsection (h)(1) is hereby amended by adding the following words "the existing tenant":

For purposes of this paragraph the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit:

- B. Section 9A, subsection (a $\frac{1}{2}$) is hereby amended by adding the following words at the end of this subsection:

The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this subsection, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- C. Section 9A, subsection (c) is hereby amended by adding the following words at the end of this subsection:

For the purposes of this subsection, "tenants" means those tenants who have resided in their units for at least two years and who moved into their units without an option or agreement to purchase said unit and without any intent to purchase said unit.

- V. Section 9A(f) is hereby repealed.

- VI. Section 9A is hereby amended by adding the following new subsection:

- (i) Any ~~condominium~~ condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Section or pursuant to any provision of this Section making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Section.

- VII. Section 9A is hereby amended by adding the following new subsections:

- (j) The Board shall issue a certificate of exemption from this Section, in a form suitable for recording in the Registry of Deeds, to any person who:
- (1) files with the Board, on a form prescribed by the Board, an affidavit stating under penalties of perjury that s/he is a current tenant of the unit or is the owner of the unit but was, prior to owning, a current tenant of the unit; that s/he occupied it as a tenant for at least two years; and that s/he moved into the unit without any option or agreement to purchase said unit and without any intent to purchase said unit; or

(2) Owns or intends to purchase, sell or occupy as an owner any unit exempt under subsection (d) of this Section.

(k) Any purported conveyance of a controlled rental unit subject to this Section without a removal permit as required by subsection(a~~4~~) shall be void. All permits issued under this Section shall be in a form suitable for recording in the Registry of Deeds.

To see if the Town of Brookline will amend Article XXXIX of the By-laws of the Town as follows:

I. Section 2 is hereby amended by striking, in the original second sentence, the words, "and (d)" and inserting in their place the following words: (d), (g), (h), and (j).

II. A. Section 2 is hereby amended by adding, after the first sentence, the following new sentences:

After August 20, 1982, no person who owns, manages, markets or otherwise controls a building as described under this Bylaw and no agent of any such person shall directly or indirectly sell, offer for sale or agree to sell as a condominium or cooperative unit any rental unit in such building unless the Board has issued a conversion permit for that unit, or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit. The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this Bylaw, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

B. Article XXXIX is amended by adding, after Section 2, the following new Section:

Section 2A: Any purported conveyance of a rental unit subject to this Article without a conversion permit shall be void. All permits issued under this Bylaw shall be in a form suitable for recording in the Registry of Deeds.

C. Article XXXIX is amended by adding, after Section 2A, the following new Section:

Section 2B: Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Bylaw or pursuant to any provision of this Bylaw making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Bylaw.

III. Section 3 is amended by striking the first sentence and inserting in its place the following sentence:

Violation of this Bylaw, by removal from rental use of any rental unit or by sale, offer for sale, or agreement to sell any rental unit without first having obtained a conversion permit required under Section 2 or by disregard or contravention of an order of the Housing Conversion Board, shall be an unlawful act for any person who materially participates in such removal, disregard, contravention, sale, offer, or agreement.

OR ACT ON ANYTHING RELATIVE THERETO. (By petition)

SIXTH ARTICLE - To see if the Town will authorize and empower the Selectmen to use a portion of the incinerator area, so-called, located on the notherly side of Newton Street, shown as Lots 1, 1A, 1B, 1C, 19-20, in Block 418 on Page 118 of the Assessors' Atlas, for a headend site for cable television, together with such equipment as they may approve in writing, and authorize and empower the Selectmen to enter into agreements with a firm or firms providing cable television to Brookline for the installation maintenance repair and operation of such equipment and building and use of said site for such purpose, or act on anything relative thereto.

SEVENTH ARTICLE - To see if the Town will authorize taking a sum of money voted for the appropriations heretofore made at this meeting and not voted to be borrowed, from any available funds in the treasury and/or will authorize the Assessors to use a portion of Free Cash in the determination of the tax rate for the fiscal year commencing July 1, 1982, or act on anything relative thereto.

Hereof fail not, and make due return of this warrant, with your doings thereon, to the Selectmen fourteen days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this twenty-fourth day of August in the year of our Lord, one thousand nine hundred and eighty-two.

s/Robert M. Stein

s/Edward Novakoff

s/Stephen B. Goldenberg

s/Michael W. Merrill

Board of Selectmen

Norfolk, ss. Brookline, Mass. September 3, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline to meet at the High School Auditorium in said Town at 7:00 P.M., Tuesday, October 5, 1982 by posting true and attested copies of the within Warrant in twenty public places and by causing it to be published in the Brookline Chronicle-Citizen, issue of September 2, 1982. All of which was done at least fourteen days before said meeting.

s/ John P. McElroy
Constable

W A R R A N T
THE
COMMONWEALTH
OF MASSACHUSETTS
SPECIAL TOWN MEETING

Norfolk, ss.

To any Constable of the Town of Brookline,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Brookline qualified to vote at elections to meet at the High School Auditorium in said Town on

TUESDAY, the Ninth Day
of November, 1982

at seven-thirty o'clock in the evening for the following purposes, to wit:

FIRST ARTICLE - To see if the Town, in accordance with General Laws, Chapter 44, Section 64, will authorize payment of anyone or more of the following unpaid bills of previous years, in the amounts indicated below, and which may be legally unenforceable due to the insufficiency of the appropriations therefor:

Corris Girls, Inc.	\$ 192.00
Banker & Tradesman	90.00
Lawyer's Weekly	85.00
N.T.S., Inc.	415.79
Savin (Rent Control)	180.00
Liberty Mutual Ins. Co.	76,879.00
Weston, Patrick, Willard, & Redding	4,000.00
	<u>\$81,841.79</u>

and will raise and appropriate, or appropriate from available funds \$81,841.79, or any other sum to pay for the same, or act on anything relative thereto.

SECOND ARTICLE - To see if the Town will appropriate sums of money to be expended by the Building Commission for:

- (1) The construction of a new Water Division Garage Facility at the existing Park-Forestry facility, 44 Netherlands Road, and
- (2) The relocation of a 5000 square foot metal garage from the

existing Water Division facility on Brookline Avenue to land currently used for Park Division equipment and materials storage at Larz Anderson Park.

and determine whether the appropriations will be raised by taxation, provided by transfer from available funds, by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

THIRD ARTICLE - To see if the Town will raise and appropriate, or appropriate from available funds, a sum of money, to be expended under the direction of the Selectmen, for legal services and other expenses for the MATEP litigation, so-called, or act on anything relative thereto.

FOURTH ARTICLE - To see if the Town will

A. Amend Article XXXVIII (Rent and Eviction Control) of the Bylaws of the Town of Brookline in the following manner:

- (1) By amending Section 3 paragraph(h)(1) by striking said Section and replacing it as follows "(1) Owner occupancy of a condominium unit if the last previous occupant was a tenant unless the owner occupant was an existing tenant in such unit on September 4, 1980 or has been an existing tenant in said unit for a minimum of one year."
- (2) By amending Section 9A(d) by striking the same and substituting therefor the following Section: "(d) The Board shall grant a permit to an existing condominium development if the Board determines that by May 14, 1980, at least 40 percent of the condominium units therein had been conveyed or were covered by a purchase and sales agreement, a cancelled check being conclusive proof of the transaction."
- (3) By adding the following provisions to Section 9A:
 "(g) The Board shall grant a permit under the following conditions: (1) If the rental level for a one bedroom unit exceeds (a stated sum) per month, for a two bedroom unit exceeds (a stated sum) per month or for a three or more bedroom unit exceeds (a stated sum) per month, each such rental level to be increased annually by the General Adjustment, if any, promulgated by the Board, and (2) if the unit has become vacated voluntarily by the previous tenant and the owner of said unit can prove to the Board that said vacating was not occasioned by any harassment of said tenant by the owner, previous owner or anyone acting by or for said owner or previous owner. (3) In no event shall this Board issue removal permits under this subsection in any one year for more than percent of the controlled rental units under the Board's jurisdiction as the same may be set annually by the Board.

- (h) The Board shall grant a permit to a condominium unit owner who both owns and occupies his condominium unit on May 15, 1982"; and

B. Amend Article XXXIX (Conversion of Multi-family Rental Housing) of the Bylaws of the Town of Brookline by adding the following language to Section 2 thereof in the second sentence after the language "paragraphs(b), (c), and (d)" "(g) and (h)";

or act on anything relative thereto.

FIFTH ARTICLE - To see if the Town will vote to amend the Bylaw of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 9A, Removal from Rental Housing Use, the following new subsection to be inserted after the existing subsection (c):

"The Board shall grant a permit if the unit as to which a removal permit is sought, is a vacant unit unless the Board finds evidence that the last occupant vacated said unit because of harrassment by the owner thereof."

SIXTH ARTICLE - To see if the Town will amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

- I. A. Section 3, subsection(b)(2) is hereby amended by adding the following words after the words "on or after said date;" provided that, any rental units restored after a fire, flood or other casualty shall not be exempt under this subsection;
- B. Section 9A is hereby amended by adding the following new subsection:
 - (g) The Board shall not grant a permit for any unit which has been damaged by fire, flood or other casualty unless the permit is a temporary permit for rehabilitation or is a permit to demolish the unit.
- II. Section 3, subsection(b)(5) is hereby amended by adding the following words after the words "or three-family house;" provided that, this exception shall not apply to a building which was a four or more unit building and which became an owner-occupied two-family or three-family house after August 20, 1982;
- III. A. Section 3, subsection(h) is hereby amended by adding the following new paragraph:
 - (5) Leaving a unit vacant for over three months.
- B. Section 9A is hereby amended by adding the following new subsection:
 - (h) In deciding whether to grant a permit under this section, if the removal is for vacancy over three months (Section 3 (h)(5)) or for rehabilitation Section 3(h)(3)), the Board may consider extenuating circumstances of the owner which necessitates the continued vacancy of the unit. If the Board determines that a permit should issue for said unit, such permit shall be valid only for a limited period of time, to be determined by the Board. Notwithstanding any

other provision of this Article or the Board's regulations, an owner may reapply for an extension of a permit granted under this subsection.

- IV. A. Section 3, subsection(h)(1) is hereby amended by adding the following words after the words "the existing tenant":
For purposes of this paragraph the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit:
- B. Section 9A, subsection (a~~2~~) is hereby amended by adding the following words at the end of this subsection:
The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this subsection, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.
- C. Section 9A, subsection(c) is hereby amended by adding the following words at the end of this subsection:
For the purposes of this subsection, "tenants" means those tenants who have resided in their units for at least two years and who moved into their units without an option or agreement to purchase said unit and without any intent to purchase said unit.
- V. Section 9A(f) is hereby repealed.
- VI. Section 9A is hereby amended by adding the following new subsection:
 - (i) Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Section or pursuant to any provision of this Section making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Section.
- VII. Section 9A is hereby amended by adding the following new subsections:
 - (i) The Board shall issue a certificate of exemption from this Section, in a form suitable for recording in the Registry of Deeds, to any person who:
 - (1) files with the Board, on a form prescribed by the Board, an affidavit stating under penalties of perjury that s/he is a current tenant of the unit or is the owner of the unit but was, prior to owning, a current tenant of the unit; that s/he occupied it as a tenant for at least two years; and that s/he moved into the unit without any option or agreement to purchase said unit and without any intent to purchase said unit; or

- (2) Owns or intends to purchase, sell, or occupy as an owner any unit exempt under subsection(d) of this Section.
- (k) Any purported conveyance of a controlled rental unit subject to this Section without a removal permit as required by subsection (a₂) shall be void. All permits issued under this Section shall be in a form suitable for recording in the Registry of Deeds.

or act on anything relative thereto.

SEVENTH ARTICLE - To see if the Town of Brookline will amend Article XXXIX of the Bylaws of the Town as follows:

- I. Section 2 is hereby amended by striking, in the original second sentence, the words, "and (d)" and inserting in their place the following words: (d), (g), (h), and (j)
- II. A. Section 2 is hereby amended by adding, after the first sentence, the following new sentences:
After August 20, 1982, no person who owns, manages, markets or otherwise controls a building as described under this Bylaw and no agent of any such person shall directly or indirectly sell, offer for sale or agree to sell as a condominium or cooperative unit any rental unit in such building unless the Board has issued a conversion permit for that unit, or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit. The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this Bylaw, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.
- B. Article XXXIX is amended by adding, after Section 2, the following new Section:
Section 2A: Any purported conveyance of a rental unit subject to this Article without a conversion permit shall be void. All permits issued under this Bylaw shall be in a form suitable for recording in the Registry of Deeds.
- C. Article XXXIX is amended by adding, after Section 2A, the following new Section:
Section 2B: Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Bylaw or pursuant to any provision of this Bylaw making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this BYlaw.
- III. Section 3 is amended by striking the first sentence and inserting in its place the following sentence:

Violation of this Bylaw, by removal from rental use of any rental unit or by sale, offer for sale, or agreement to sell

any rental unit without first having obtained a conversion permit required under Section 2 or by disregard or contravention of an order of the Housing Conversion Board shall be an unlawful act for any person who materially participates in such removal, disregard, contravention, sale, offer, or agreement.

or act on anything relative thereto.

EIGHTH ARTICLE - To see if the Town will vote to amend the Bylaws of the Town of Brookline, Article XXXVIII, Rent and Eviction Control, as follows:

1. A. Section 3, subsection(b)(2) is hereby amended by adding the following words after the words "on or after said date"
"provided that any rental units restored after a fire, if said fire has been determined by the Brookline Fire Department to be an arson fire, shall not be exempt under this subsection unless any involvement by any owner of said rental unit has been eliminated to the satisfaction of the Brookline Fire and/or Police Departments or sufficient evidence of non-benefit to the owner(s) has been presented to the Board."
- B. Section 9A is hereby amended by adding a new subsection to be designated by the Town Clerk as follows:
"The Board shall not grant a permit for any unit which has been damaged by fire, if said fire has been determined by the Brookline Fire Department to be an arson fire, unless any involvement by any owner of said rental unit has been eliminated to the satisfaction of the Brookline Fire and/or Police Departments or sufficient evidence of non-benefit to the owner(s) has been presented to the Board".
2. A. Section 9A is hereby amended by adding a new subsection to be designated by the Town Clerk as follows:
"The Board shall grant a removal permit if the person(s) seeking the permit is the buyer of a vacant unit, intends to occupy said unit and is currently a legal resident of the Town and has been so for at least twelve months prior to the date of application for removal permit".

or act on anything relative thereto. (By petition)

NINTH ARTICLE - To see if the Town will amend the Zoning Bylaw as follows:

- A. Amend Section 5.11(b) by deleting the existing introductory paragraph and substituting the following:

(b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:
- B. Amend Section 5.11(b)(1) by deleting the existing paragraph and substituting the following:

- (1) The site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-15, S-10, and S-7 Districts; however, the minimum site size stated above shall not include the area required for any existing building on the site to satisfy the minimum lot size and yard requirements in that district;

C. Amend Section 5.11(b)(2) by deleting the existing paragraph and substituting the following:

- (2) The total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this Section; except that in S-10 and S-7 Districts on the first four acres of any site there shall not be more than an average of four dwelling units per acre in S-10 Districts and five dwelling units per acre in S-7 Districts, and for the portion of any site larger than four acres there shall be not more than an average of $3\frac{1}{2}$ dwelling units per acre in S-10 Districts and four dwelling units per acre in S-7 Districts; the Board of Appeals may limit the number of units to less than the maximum otherwise permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum otherwise allowable development; and in determining the site area for purposes of calculating the allowable number of dwelling units, if any part of the site is wetland as determined by the Conservation Commission no more than 10 percent of the area to be used for calculation shall be wetland.

D. Amend Section 4.30 to insert new principal use 20A: 20A. Office or clinic of a licensed veterinarian for treatment of animals, including laboratories and holding facilities. No outdoor facilities for animals shall be permitted. Studies by recognized experts shall be submitted to insure, to the satisfaction of the Board of Appeals, that the use will be constructed so as to safeguard nearby properties against undue noise, odor and improper waste disposal

Residence
S SC T M
<u>NO NO NO NO</u>

Business
L G O
<u>NO SP SP</u>

Industry
I
<u>SP</u>

To amend parking regulations Section 6.11(e) by adding "20A", after "Uses 20," in the second line.

E. Amend Section 4.30 to insert new accessory use 61A: 61A. Dish antenna, provided it is located on a roof at least 60' above ground level and located and/or screened so that it is not visible from nearby streets and properties within a 200 ft. radius.

Residence
S SC T M
<u>NO NO NO SP</u>

Business
L G O
<u>NO SP NO</u>

Industry
I
<u>NO</u>

F. Amend Section 6.13(b) (3) by adding aisle widths for compact car stalls:

<u>angle of parking</u>	<u>minimum aisle width compact (7.5') stall</u>
parallel	10 ft.
30	10 ft.
45	12 ft.
60	16 ft.
90	20 ft.

G. Delete Article 11, Suspension of Permits for construction of Multi-family Dwelling Buildings, which expired on November 1, 1973.

H. Amend Section 7.5 Nonconformance of Accessory Signs by adding on the second line after the word "maintained", the phrase "subject to the provisions of Section 6 of the Town of Brookline Sign-By-law (Article XXIII);".

or act on anything relative thereto.

TENTH ARTICLE - To see if the Town will amend Article XXIII of the Town Bylaws, as follows:

In section 6, Nonconforming Signs, change the lettering of paragraphs (a) and (b) to (b) and (c) and insert a new paragraph (a), to read as follows:

"Any accessory sign in any of the categories listed below which was legally erected prior to the adoption of this paragraph may continue to be maintained for a period of not longer than five years after the effective date of this Section:

- (1) roof signs;
- (2) projecting signs, unless such sign was approved by variance or special permit since January 1, 1970;
- (3) Any other sign, including facade and free-standing signs, which exceeds by more than 50% the applicable size limitations in the Zoning Bylaw, unless such sign was approved by variance or special permit since January 1, 1970;

or act on anything relative thereto.

ELEVENTH ARTICLE - To see if the Town will amend its Bylaws by adding a new Bylaw, to be numbered by the Town Clerk, entitled: Restriction of Smoking in Restaurants, as follows:

Section 1 Definitions: For the purposes of this Bylaw, the following definitions shall apply:

- a. Smoking: the lighting of, or the having in one's possession, of any lighted cigar, cigarette, pipe, or other tobacco product.
- b. Restaurant: means restaurant with a seating capacity of forty (40) or more persons.
- c. Non-Smoking Area: that area of a restaurant designated and posted by the proprietor or other person in charge, where smoking by patrons or employees shall be prohibited.

- d. Smoking Areas: all other areas of a restaurant unless smoking is prohibited by sanitation or fire safety codes or regulations.

Section 2-Regulated Conduct:

- a. No person shall smoke in any area of a restaurant designated as a Non-Smoking Area. This prohibition does not apply in cases in which an entire room or hall is used for a private social function and, during the course of such function, is not subject to the full control of the proprietor or person in charge of the restaurant.
- b. The Non-Smoking Area shall comprise no less than twenty-five (25) percent of the seating capacity of the restaurant.
- c. In the case of restaurants consisting of a single room, the requirements of this Bylaw shall be considered met if one side of the room is reserved and posted as a Non-Smoking Area, provided that the Non-Smoking Area comprises no less than twenty-five (25) percent of the seating capacity of the restaurant.

Section 3-Implementation and Enforcement:

- a. The proprietor or other person in charge of a restaurant shall make reasonable efforts to prevent smoking in the Non-Smoking Area by:
 - (1) posting appropriate signs;
 - (2) arranging seating so that existing physical barriers and ventilation systems minimize the effects of smoking in a Smoking Area upon persons in an adjacent Non-Smoking Area;
 - (3) directing patrons seated in a Non-Smoking Area to refrain from smoking; and
 - (4) any other means which may be appropriate.
- b. The Brookline Health Department may adopt rules and regulations necessary and reasonable to implement the provisions of this Bylaw.
- c. Any person who smokes in a Non-Smoking Area after notice from the person in charge that such conduct violates this Bylaw, shall be subject to a fine of not less than ten (10) or more than thirty (30) dollars.
- d. The Brookline Health Department or any person aggrieved by the wilful failure of the proprietor or other person in charge of a restaurant to comply with any provision of the Bylaw may seek injunctive or other relief to enforce the provisions of this Bylaw in a court of competent jurisdiction.
- e. Nothing in this Bylaw shall make lawful smoking in any area in which smoking is or may hereafter be prohibited by law.

Section 4-Severability:

- a. If any provision of this Bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

or act on anything relative thereto.

TWELFTH ARTICLE - To see if the Town will amend Article VII of the Bylaws of the Town of Brookline, by adding thereto a new Section 8, to read as follows:

"Section 8. Whenever all or a portion of a water or sewer bill remains unpaid forty-five (45) days after the billing date, a penalty of 10% or \$5.00, whichever is greater, shall be charged; such penalty shall be added to the water or sewer bill. If a water or sewer bill remains unpaid thereafter, it shall be added to the Real Estate tax bill, as a water or sewer lien, and collected as a part thereof.";

or act on anything relative thereto.

THIRTEENTH ARTICLE - To see if the Town will transfer the care, custody, management and control of the Town-owned land, adjacent to the Town Transfer Station Facility, shown on the "Sketch Plan of Conservation Land near Lost Pond", dated: September 28, 1982, a copy of which is on file at the Town Clerk's Office, which plan is incorporated herein by reference, from the Board of Selectmen and Department of Public Works to the Conservation Commission, under G.L.C. 40, s 8c,

or act on anything relative thereto.

FOURTEENTH ARTICLE - To see if the Town will authorize taking a sum of money voted for the appropriations heretofore made at this meeting and not voted to be borrowed, from any available funds in the treasury and/or will authorize the Assessors to use a portion of Free Cash in the determination of the tax rate for the fiscal year commencing July 1, 1982,

or act on anything relative thereto.

FIFTEENTH ARTICLE - To hear and act on the reports of Town Officers and Committees.

Hereof fail not, and make due return of this warrant with your doings thereon, to the Selectmen fourteen days at least before the day of said meeting.

Given under our hands at Brookline aforesaid, this fifth day of October in the year of our Lord, one thousand nine hundred and eighty-two.

s/Edward Novakoff

s/Stephen B. Goldenberg

s/Ronald F. Rosenblith

s/Michael W. Merrill

Norfolk, ss. Brookline, Massachusetts October 12, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline to meet at the High School Auditorium in said Town at 7:30 P.M., Tuesday, November 9, 1982 by posting true and attested copies of the within Warrant in twenty public places and by causing it to be published in the Brookline Chronicle-Citizen, issue of October 7, 1982, an attested copy of the within Warrant. All of which was done at least fourteen days before said meeting.

s/ William A. Figler
Constable



TOWN of BROOKLINE

Massachusetts

02147

WILLIAM F SULLIVAN
TOWN CLERK

FRANCES HALPERN
ASSISTANT TOWN CLERK

October 15, 1982

Dear Town Meeting Member:

In accordance with Massachusetts General Laws, Chapter 43A, Section 5, you are hereby notified that the Board of Selectmen has called for a Special Town Meeting to be held in the High School Auditorium at 7:30 P.M. on Tuesday, November 9, 1982.

Warrant for said Special Meeting is enclosed herewith.

Sincerely,

William F. Sullivan
Town Clerk

enc.

SPECIAL TOWN MEETING

October 5, 1982

Pursuant to the Warrant of the Selectmen, served according to law upon the inhabitants of the Town of Brookline by a Constable of said Town, and written notices sent by the Town Clerk, at least fourteen days before the day of the meeting to the Town Meeting Members qualified to act in Town Meetings in Brookline under the provisions of Chapter 43A of the General Laws, as amended, accepted by the Town of Brookline March 10, 1942, the Town Meeting Members, so qualified, met at the High School Auditorium in said Town on Tuesday, October 5, 1982, at 7:00 o'clock in the evening.

Lists of duly qualified Town Meeting Members were used at the entrances to the meeting place and were in charge of Richard Boffa, Joseph Egan, Edward Kelly, Janet Quellette and Elizabeth Splaine, who were sworn to the faithful performance of their duties by the Town Clerk. The lists contained the names of two hundred forty-eight (248) Town Meeting Members qualified to participate in and vote in Town Meetings in Brookline.

No Town Meeting Members were allowed within the rails until their names were checked on the lists.

At twenty-eight minutes past seven o'clock, the checkers reported that one hundred thirty-four (134) names of Town Meeting Members had been checked, or more than one-half of all Town Meeting Members qualified, and the Town Clerk reported a quorum was present.

The meeting was called to order by the Moderator, Carl M. Sapers.

FIRST ARTICLE - To see if the Town will raise and appropriate, or appropriate from available funds, a sum or sums of money, to fund the FY 1983 cost items in collective bargaining agreements between the Town and various employee unions; will fund wage and salary increases for employees not included in the collective bargaining agreements; and will amend the Article 1-B (Classification and Pay Plans) of the Town Bylaws as appropriate, or act on anything relative thereto.

Upon motion of Deborah L. Kaplan, seconded by Edward Novakoff, it was by a majority:

VOTED: To amend the General Classifications pay table for the period July 1, 1982 to June 30, 1983 as follows:

1. By increasing the maximum salaries by 6.5% above the rates effective January 1, 1982.
2. By establishing new salary minimums three equal steps below the new maximums for each grade as provided in the Classification and Pay Plans.

VOTED: To amend the Labor Classifications pay table for the period July 1, 1982 to June 30, 1983 by increasing the flat salaries by 6.5% above the rates effective January 1, 1982.

VOTED: To amend the Recreation Classifications pay table for the period July 1, 1982 to June 30, 1983 as follows:

1. By increasing the maximum salaries by 6.5% above the rates effective January 1, 1982.
2. By establishing new salary minimums four equal steps below the new maximums for each grade as provided in the Classification and Pay Plans.

VOTED: To amend the Ungraded Classifications pay table for the period July 1, 1982 to June 30, 1983 by increasing the flat rates of only the following classifications by 6.5% above the rates effective January 1, 1982:

Assistant Recreation Leader (Seasonal)
 Laborer (Seasonal)
 Police Matron (P.T.)
 School Traffic Supervisors

VOTED: To amend the Ungraded Classifications pay table by amending the pay rate for the Inspector of Animals from \$2,821.69 per year to \$3,386.00 per year.

VOTED: To amend the Step Rate Increases section of the Miscellaneous Regulations Affecting Salaries by eliminating the words "four equal steps" in the first paragraph and by substituting therefor the words "three equal steps."

VOTED: To amend the Longevity Section of the Miscellaneous Regulations Affecting Salaries by 1) deleting the word "continuous" wherever it appears and 2) by deleting the words "July 1st" and by substituting therefor the words "their employment anniversary date."

VOTED: To amend the Additional Personal Leave Section of the Other Leave Provisions in the General Provisions of the Pay Plan by adding the following paragraph:

"Permanent employees of the Town who are covered by this Plan but exempt from collective bargaining units and permanent employees of the Town in collective bargaining units with labor agreements specifically incorporating this provision shall be further entitled to an extra half day of personal leave per year which may be taken off in accordance with the above procedures, or, at the employee's option, cashed in at straight time pay."

VOTED: To amend the Termination of Service Section of the Sick Leave provisions of the General Provisions of the Pay Plan by deleting the section and substituting the following therefor:

13. Termination of Service

Accumulated sick leave shall not be taken immediately prior to retirement unless properly chargeable to sick leave under these rules and regulations. Employees or their estates shall be paid on death or separation for any reason except

discharge for cause an amount equal to 1/3 of the value of their unused accumulated sick leave, but in no case more than \$2,000.

VOTED: To amend the Police Classifications pay table for the period July 1, 1982 to June 30, 1983 as follows:

1. By increasing the maximum pay for the Police Officer and Parks Police classifications by 6.5% above rates effective January 1, 1982 and by establishing new minimums and step rates as provided in the Personnel Bylaw.
2. By establishing new maximum pay rates for Police Sergeant, Police Lieutenant and Police Captain in accordance with the percent differentials in pay between grades provided in the labor agreement between the Town and the Brookline Police Association.

VOTED: To amend the Police Department Specialty Pay section of the Miscellaneous Regulations Affecting Salaries by deleting the current three step additional payment amounts of \$150, \$300 and \$500 per year and by substituting therefor the amounts of \$300, \$500 and \$750 per year and by amending the expressed dollar difference between steps accordingly.

VOTED: To amend the Police Department Specialty Pay Section of the Miscellaneous Regulations Affecting Salaries by adding the following paragraph:

"Officers assigned as Hearings Officers in the Traffic Division shall receive additional compensation in the amount of \$750 per year."

VOTED: To amend the Uniform Allowance Section of the General Provisions of the Pay Plan by deleting the current amount of \$250.00 per year and by substituting the amount of \$350.00 per year therefor.

VOTED: That the Town raise and appropriate \$57,571 to be expended under the direction of the Board of Selectmen to fund Fiscal 1983 wage increases for certain employees who are not in a bargaining unit.

VOTED: To set the salary of the Treasurer-Collector for Fiscal 1983 at \$34,836.

VOTED: To set the salary of the Town Clerk for Fiscal 1983 at \$35,762.

VOTED: That the Town raise and appropriate the sum of \$349,230 to be expended for Fiscal 1983 wage increases and fringe benefit allowances for employees of the Town in the Local 950, International Association of Firefighters' bargaining unit, and for the incumbent of the Assistant Town Engineer classification.

VOTED: To amend the Fire Classifications pay table for the period July 1, 1982 to June 30, 1983 as follows:

1. By increasing the maximum pay for Firefighters and Fire Alarm Operators by 6.5% above the rates effective January 1, 1982 and by establishing new minimum and step rates as provided in the Personnel Bylaw.
2. By establishing new maximum pay rates for Fire Lieutenant, Fire Captain and Deputy Fire Chief in accordance with the percent differentials in pay between the grades provided in the labor agreement between the Town and Local 950, IAFF.

VOTED: To amend the Fire Department Speciality Pay Provisions of the Miscellaneous Regulations Affecting Salaries by deleting the present section and substituting the following therefor:

A maximum number of fifty-six firefighters shall be eligible for additional compensation for serving as certified Emergency Medical Technicians while on duty. The additional compensation shall be at the rate of \$500 per year in the first year of such service and at the rate of \$350 per year for each year thereafter.

VOTED: To amend the firefighter Uniform Allowance Section of the General Provisions of the Pay Plan by deleting the current amount of \$140 per year and by substituting the amount of \$240 per year.

VOTED: To amend the Engineering Classifications pay table for the period July 1, 1982 to June 30, 1983 as follows:

1. By increasing the maximum salary of the Assistant Town Engineer classification by 6.5% above the rates effective July 1, 1981.
2. By establishing the new salary minimum for the Assistant Town Engineer classification as provided in the Classification and Pay Plans.

SECOND ARTICLE - To see if the Town will appropriate a sum of money, to be expended under the direction of the Board of Selectmen, for the development of the Marsh Urban Renewal Project B-2 Parcel, including costs pertaining to acquisition, relocation, demolition, site preparation activities, land disposition and related expenses; and to authorize the Treasurer, with the approval of the Selectmen, to borrow said sum of money under G.L. c.44; or act on anything relative thereto.

Upon motion of Jeffrey P. Allen, seconded by Stephen B. Goldenberg, it was by a counted vote one hundred thirty-two (132) recorded in favor; eighteen (18) recorded as opposed; and Sumner J. Chertok and A. Joseph Ross requesting to be recorded as abstaining.

VOTED: That the Town appropriate \$1,880,000 to be expended under the direction of the Board of Selectmen for the development of the Marsh Urban Renewal Project B-2 Parcel for costs and related expenses pertaining to acquisition and relocation; and authorize the Treasurer, with the approval of the Selectmen, to borrow \$1,880,000 under General Laws, Chapter 44, including Section 7(3), and General Laws, Chapter 121B, including Sections 20 through 22, inclusive.

THIRD ARTICLE - To see if the Town will amend the Zoning Bylaw by adopting the following amendments thereto, or will otherwise amend and

adopt said proposed amendments:

To amend Section 5.11(b) by substituting for the introductory paragraph the following:

- (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:

and to amend Section 5.11(b)(1) by substituting for the existing wording the following:

- (1) The site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts;

and to amend Section 5.11(b)(2) by deleting the Paragraph and substituting the following paragraph:

- (2) The total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this section, except that not more than 10% of the area to be divided can be wetlands as determined by the Brookline Conservation Commission, and except that in S-10 Districts there shall not be more than an average of 4 dwelling units per acre for sites of two to four acres and 3-½ dwelling units per acre for sites larger than four acres; and except that in S-7 Districts there shall not be more than an average of 5 dwelling units per acre for sites of two to four acres and 4-½ dwelling units per acre for sites larger than four acres; the Board of Appeals may limit the number of units to less than the maximum permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum allowable development.

Upon motion of Ronald F. Rosenblith, seconded by Jeffrey P. Allen, it was by a majority:

VOTED: To refer the matter of Article 3 to the Selectmen for insertion in the warrant for the November 9 Special Town Meeting.

FOURTH ARTICLE - To see if the Town will adopt the following resolution:

WHEREAS, our General Court, after perfunctory consideration, has placed Question Two on the ballot for November 2, 1982, in an attempt to reinstate the death penalty by amending our Massachusetts Constitution; and

WHEREAS, Canada, Mexico and most European and democratic states have abolished the death penalty; and

WHEREAS, the overwhelming weight of authority indicates that the death penalty does not deter crime more than life imprisonment; and

WHEREAS, our Supreme Judicial Court, in the course of ruling in 1980 that the death penalty is unconstitutional under our Massachusetts Constitution, stated, "It is inevitable that the death penalty will be applied arbitrarily...and will fall discriminatorily upon minorities..."; and

WHEREAS, history indicates that it is inherent in our system of justice that it has, and will, make mistakes and convict some innocent persons; and

WHEREAS, the death penalty brutalizes society and contravenes our Judeo-Christian tradition by cheapening the value of human life.

THEREFORE, the Town of Brookline:

1. Opposes the taking of a human life by our criminal justice system and, therefore, opposes Question Two on the ballot for November 2, 1982; and
2. Hereby instructs our legislators in the General Court to vote against legislation implementing a death penalty in the event Question two passes.

Upon motion of Martin R. Rosenthal, duly seconded, favorable action in the words of the Fourth Article was voted by a counted vote, one hundred thirty-seven (137) recorded as in favor; forty-four (44) recorded as opposed, and fifteen (15) recorded as abstaining. Town Meeting Member Charles S. Rosenblatt requested to be recorded as abstaining on the Fourth Article.

FIFTH ARTICLE - To see if the Town will amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

- I. A. Section 3, subsection(b)(2) is hereby amended by adding the following words after the words "on or after said date;"

provided that, any rental units restored after a fire, flood or other casualty shall not be exempt under this subsection;

- B. Section 9A is hereby amended by adding the following new subsection:

(g) The Board shall not grant a permit for any unit which has been damaged by fire, flood or other casualty unless the permit is a temporary permit for rehabilitation or is a permit to demolish the unit.

- II. Section 3, subsection(b)(5) is hereby amended by adding the following words after the words "or three-family house;"

provided that, this exception shall not apply to a building which was a four or more unit building and which became an owner-occupied two-family or three-family house after August 20, 1982;

- III. A. Section 3, subsection (h) is hereby amended by adding the following new paragraph:

(5) Leaving a unit vacant for over three months.

- B. Section 9A is hereby amended by adding the following new subsection:

(h) In deciding whether to grant a permit under this section, if the removal is for vacancy over three months (Section 3 (h) (5)) or for rehabilitation (Section 3 (h) (3)), the Board may consider extenuating circumstances of the owner which necessitates the continued vacancy of the unit. If the Board determines that a permit should issue for said unit, such permit shall be valid only for a limited period of time, to be determined by the Board. Notwithstanding any other provision of this Article or the Board's regulations, an owner may re-apply for an extension of a permit granted under this subsection.

- IV. A. Section 3, subsection (h) (1) is hereby amended by adding the following words after the words "the existing tenant":

For purposes of this paragraph the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit:

- B. Section 9A, subsection (a₂) is hereby amended by adding the following words at the end of this subsection:

The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this subsection, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- C. Section 9A, subsection (c) is hereby amended by adding the following words at the end of this subsection:

For the purposes of this subsection, "tenants" means those tenants who have resided in their units for at least two years and who moved into their units without an option or agreement to purchase said unit and without any intent to purchase said unit.

- V. Section 9A(f) is hereby repealed.

- VI. Section 9A is hereby amended by adding the following new subsection:

- (i) Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Section or pursuant to any provision of this Section making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Section.

VII. Section 9A is hereby amended by adding the following new subsections:

- (j) The Board shall issue a certificate of exemption from this Section, in a form suitable for recording in the Registry of Deeds, to any person who:
 - (1) Files with the Board, on a form prescribed by the Board, an affidavit stating under penalties of perjury that s/he is a current tenant of the unit or is the owner of the unit but was, prior to owning, a current tenant of the unit; that s/he occupied it as a tenant for at least two years, and that s/he moved into the unit without any option or agreement to purchase said unit and without any intent to purchase said unit; or
 - (2) Owns or intends to purchase, sell, or occupy as an owner any unit exempt under subsection (d) of this Section.
- (k) Any purported conveyance of a controlled rental unit subject to this Section without a removal permit as required by subsection (a₂) shall be void. All permits issued under this Section shall be in a form suitable for recording in the Registry of Deeds.

To see if the Town of Brookline will amend Article XXXIX of the Bylaws of the Town as follows:

- I. Section 2 is hereby amended by striking, in the original second sentence, the words, "and (d)" and inserting in their place the following words:

(d), (g), (h), and (j)

- II. A. Section 2 is hereby amended by adding, after the first sentence, the following new sentences:

After August 20, 1982, no person who owns, manages, markets or otherwise controls a building as described under this Bylaw and no agent of any such person shall directly or indirectly sell, offer for sale or agree to sell as a condominium or cooperative unit any rental unit in such building unless the Board has issued a conversion permit for that unit, or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit. The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this Bylaw, the term "existing tenant" means a tenant who resided in the unit for

at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- B. Article XXXIX is amended by adding, after Section 2, the following new Section:

Section 2A: Any purported conveyance of a rental unit subject to this Article without a conversion permit shall be void. All permits issued under this Bylaw shall be in a form suitable for recording in the Registry of Deeds.

- C. Article XXXIX is amended by adding, after Section 2A, the following new Section:

Section 2B: Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Bylaw or pursuant to any provision of this Bylaw making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Bylaw.

- III. Section 3 is amended by striking the first sentence and inserting in its place the following sentence:

Violation of this Bylaw, by removal from rental use of any rental unit or by sale, offer for sale, or agreement to sell any rental unit without first having obtained a conversion permit required under Section 2 or by disregard or contravention of an order of the Housing Conversion Board, shall be an unlawful act for any person who materially participates in such removal, disregard, contravention, sale, offer, or agreement.

OR ACT ON ANYTHING RELATIVE THERETO.

Upon motion of Edward Novakoff, seconded by Jeffrey P. Allen, it was by a unanimous vote:

VOTED: To refer Article 5 to the Selectmen for review and report to the November 9 Special Town Meeting.

SIXTH ARTICLE - To see if the Town will authorize and empower the Selectmen to use a portion of the incinerator area, so-called, located on the northerly side of Newton Street, shown as Lots 1, 1A, 1B, 1C, 19-20, in Block 418 on Page 118 of the Assessors' Atlas, for a headend site for cable television, together with such equipment as they may approve in writing, and authorize and empower the Selectmen to enter into agreements with a firm or firms providing cable television to Brookline for the installation, maintenance, repair and operation of such equipment and building and use of said site for such purpose, or act on anything relative thereto.

Upon motion of Ronald F. Rosenblith, seconded by Jeffrey P. Allen, it was by a counted vote, one hundred thirty (130) recorded as in

favor, seven (7) recorded as opposed:

VOTED: To authorize and empower the Selectmen to use a portion of the incinerator area, so-called, located on the northerly side of Newton Street, shown as Lots 1, 1A, 1B, 1C, 19-20 in Block 418 on Page 118 of the Assessors' Atlas, for a headend site for cable television, together with such equipment as they may approve in writing, and authorize and empower the Selectmen to enter into agreements with a firm or firms providing cable television to Brookline for the installation, maintenance, repair and operation of such equipment and building and use of said site for such purpose.

SEVENTH ARTICLE - To see if the Town will authorize taking a sum of money voted for the appropriations heretofore made at this meeting and not voted to be borrowed, from any available funds in the treasury and/or will authorize the Assessors to use a portion of Free Cash in the determination of the tax rate for the fiscal year commencing July 1, 1982, or act on anything relative thereto.

No motion was offered under the Seventh Article.

At eight minutes before ten o'clock, the Moderator declared this Special Town Meeting dissolved.

At the close of the meeting, the Checkers reported that the names of two hundred twelve (212) Town Meeting Members were checked in attendance at this Meeting.

Dissolved:

A T T E S T:

William F. Sullivan
Town Clerk

W A R R A N T
FOR
STATE ELECTION
THE
COMMONWEALTH
OF MASSACHUSETTS

Norfolk, ss.
To any Constable of the Town of Brookline
Greetings:

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in the Elections to vote at
PRECINCTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16

PRECINCT 1	BROOKLINE MOTOR HOTEL 1223 Beacon Street
PRECINCT 2	COOLIDGE CORNER BRANCH LIBRARY 31 Pleasant Street
PRECINCT 3	THERESA MORSE APARTMENTS 90 Longwood Avenue
PRECINCT 4	ST. MARY'S SCHOOL HALL 67 Harvard Street
PRECINCT 5	SEWALL SCHOOL 279 Cypress Street
PRECINCT 6	PHYSICAL EDUCATION BUILDING 70 Tappan Street
PRECINCT 7	ARTHUR O'SHEA HOUSE 61 Park Street
PRECINCT 8	DEVOTION SCHOOL 345 Harvard Street
PRECINCT 9	KEHILLATH ISRAEL TEMPLE 384 Harvard Street
PRECINCT 10	FIRE STATION NO. 7 665 Washington Street
PRECINCT 11	DRISCOLL SCHOOL (NEW GYMNASIUM) 64 Westbourne Terrace
PRECINCT 12	RUNKLE SCHOOL GYMNASIUM Clinton Road Entrance
PRECINCT 13	RUNKLE SCHOOL GYMNASIUM Clinton Road Entrance
PRECINCT 14	HEATH SCHOOL GYMNASIUM 100 Eliot Street

PRECINCT 15 FIRE STATION NO. 6
962 Hammond Street
PRECINCT 16 PUTTERHAM BRANCH LIBRARY
959 W. Roxbury Parkway

on Tuesday,
the Second Day
of November, 1982

from 7:00 A.M. to 8:00 P.M. for the following purposes:

To cast their votes in the State Election for the election of candidates for the following offices:

SENATOR IN CONGRESS

Commonwealth of Massachusetts

GOVERNOR/LT. GOVERNOR

Commonwealth of Massachusetts

ATTORNEY GENERAL

Commonwealth of Massachusetts

SECRETARY

Commonwealth of Massachusetts

TREASURER

Commonwealth of Massachusetts

AUDITOR

Commonwealth of Massachusetts

REPRESENTATIVE IN CONGRESS

Fourth Congressional District

COUNCILLOR

Third Councillor District

SENATOR IN GENERAL COURT

Second Middlesex and Norfolk Representative District

REPRESENTATIVE IN GENERAL COURT

15th Norfolk and 11th Suffolk Representative District

DISTRICT ATTORNEY

Norfolk District

CLERK OF COURTS

Norfolk County

REGISTER OF DEEDS

Norfolk County

COUNTY COMMISSIONER

Norfolk County

BALLOT QUESTIONS
QUESTION 1
PROPOSED AMENDMENT
TO THE CONSTITUTION —

Do you approve of the adoption of an amendment to the constitution summarized below, which was approved by the General Court in

joint sessions of the House of Representatives and the Senate YES
 on July 2, 1980 by a vote of 171-4, and on June 21, 1982 NO
 by a vote of 144-44?

SUMMARY

The proposed constitutional amendment would remove the present constitutional prohibition against the use of public funds to aid or maintain private primary or secondary schools.

It would permit the Commonwealth, cities and towns to make public funds available to pupils attending private primary and secondary schools in the form of either aid, materials or services subject, however, to three specific limitations. First, the private school could not be one that discriminates on the basis of race or color in its admission requirements. Second, the grant of aid must be consistent with the First Amendment to the United States Constitution which guarantees the free exercise of religion and prohibits the establishment of religion. Third, individual pupils would have to request the aid, materials or services. In addition to these three specific limitations, the amendment would authorize the legislature to enact other laws imposing conditions or restriction on the grant of public aid, materials or services.

The proposal would also change the state constitution to allow public money to be spent to aid infirmaries, hospitals, charitable or religious undertakings if they are either publicly owned or under the control of public officials. The State Constitution now prohibits such spending unless these institutions are both publicly owned and under the control of public officials.

QUESTION 2 PROPOSED AMENDMENT TO THE CONSTITUTION

Do you approve of the adoption of an amendment to the constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and the Senate on September 19, 1980 by a vote of 123-63, and on June 21, 1982 by a vote of 125-62? YES
NO

SUMMARY

The proposed constitutional amendment would allow the legislature to enact laws authorizing the State courts to impose the death penalty on the conviction of crimes to be specified by law. The proposed amendment would provide that no provision of the State Constitution may in the future be construed as prohibiting the imposition of the punishment of death.

QUESTION 3 LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken

by the House of Representatives or the Senate before July 7, YES
1982? NO

SUMMARY

The proposed law would require that before the construction or operation of any new nuclear power plant or low-level radioactive waste storage or disposal facility in the Commonwealth, the legislature must make certain findings and a majority of voters must approve the new facility at a state-wide election.

Before the question of building a new nuclear power plant could be submitted to the voters, the legislature would have to find that (1) the proposed facility is the best means for meeting energy needs based on certain economic, safety, environmental and social considerations; (2) a federally-licensed facility exists for the disposal of the high-level radioactive waste that would be generated; (3) an approved emergency preparedness plan has been developed; (4) radioactive pollution standards have been promulgated; and (5) a demonstrated, federally-approved technology exists for decommissioning the proposed power plant.

Before the question of building and operating a low-level radioactive waste storage or disposal facility or of entering into an agreement with another state to build and operate such a facility in Massachusetts could be submitted to the voters, the legislature would have to find that the technology and site designated for the proposed facility are the best available based on certain economic, safety, environmental and social considerations. The legislature would also have to find that the obligations imposed on Massachusetts by any interstate agreement were no greater than those imposed on any other state.

The proposal would not apply to a facility which had obtained all necessary government approvals before August 5, 1981, nor to any facility for disposal or storage of radioactive wastes from medical or bio-research applications in Massachusetts.

QUESTION 4 REFERENDUM ON AN EXISTING LAW

Do you approve of a law summarized below, which was approved YES
by the House of Representatives on November 10, 1981 by a NO
vote of 108-49, and by the Senate on November 16, 1981 by
a vote of 29-10?

SUMMARY

The law requires that a refundable deposit be paid for certain beverage containers sold in Massachusetts.

Beverage containers of less than 32 ounces must have a refund value of at least five cents and larger containers a refund value of at

least ten cents. This requirement applies to nonbiodegradable containers of carbonated soft drinks, mineral water, beer and other malt beverages, but not to containers of other alcoholic beverages, dairy products, natural fruit juices or wine. All beverage containers subject to deposit must clearly indicate the refund value on the container.

The deposit is paid by the consumer upon purchase and must be refunded when the consumer returns the empty container to a proper dealer or redemption center, so long as the container does not contain any material different from its normal contents. Dealers and distributors are also subject to the same deposit and refund on the beverage containers they handle, and are also entitled to a handling fee of at least one cent per container.

No containers can be sold in the State if they are joined together by plastic rings or any other device that cannot be broken down by light or bacteria.

The law provides a bottler a reduction in corporate excise tax of one-tenth of one cent for each reusable beverage container which the bottler sells in the first three months of 1983. The law provides for additional unemployment benefits and, if the Legislature appropriates the funds, a job retaining program for employees of bottlers, canners, or manufacturers of beverage containers who lose their jobs as a result of this law.

The law takes effect on January 13, 1983.

QUESTION 5
THIS QUESTION IS NON-BINDING

Shall the Secretary of the Commonwealth of Massachusetts inform YES
the President and the Congress of the United States that it is NO
the desire of the people of Massachusetts to have the govern-
ment of the United States work vigorously to negotiate a mutual nu-
clear weapons moratorium and reduction, with appropriate verification,
with the Soviet Union and other nations?

11TH SUFFOLK REPRESENTATIVE
DISTRICT ONLY
PRECINCTS 12, 13, 14, 15 & 16

QUESTION 6
THIS QUESTION IS NON-BINDING

Shall the Representative from this district be instructed to vote in
favor of legislation properly before the General Court requiring YES
the City of Boston to sell portions of the Arnold Arboretum for NO
private development, the proceeds to be earmarked for security
patrols and other safety programs in the park?

QUESTION 7
THIS QUESTION IS NON-BINDING

Shall the Representative from this district be instructed to vote in favor of legislation properly before the General Court providing for public review and approval of public safety manning levels, by district, in the City of Boston? YES
NO

Hereof fail not and make return of this Warrant with your doings thereon at the time and place of said meeting.

Given under our hands this nineteenth day of October, A.D., 1982.

s/Robert M. Stein

s/Edward Novakoff

s/Stephen B. Goldenberg

s/Ronald F. Rosenblith

s/Michael W. Merrill

Norfolk, ss.

Brookline, Massachusetts

October 25, 1982

By virtue of this Warrant, I this day notified and warned the Inhabitants of the Town of Brookline as within described, by posting true and attested copies of this Warrant in twenty public places within the Town. I also had a true and attested copy of this Warrant published in the Brookline Chronicle-Citizen, issue of October 21, 1982. All of which was done at least seven days before said election.

/s Stanley N. Rabinovitz
Constable

TOWN OF BROOKLINE

NOVEMBER 2, 1982

STATE ELECTION

PRECINCT	SENATOR IN CONGRESS				GOVERNOR				LIEUTENANT-GOVERNOR				ATTORNEY GENERAL				SECRETARY				
	KENNEDY	SHAMIE	KATZ	BLANK	DUKAKIS	KERRY	SEARS	LOMBARDI	RICH	DAVIE	SHIPMAN	MACCO	BLANK	BELLOTT	WAINWRIGHT	REILLY	BLANK	CONNOLLY	DOW	ZAZULY	BLANK
1.	906	308	013	041	973	263	007	009	016	827	164	034	243	707	289	030	242				
" 2.	1165	281	016	047	1204	263	009	008	025	1169	137	028	175	912	253	033	311				
" 3.	1194	281	011	046	1273	217	008	014	020	1203	128	049	152	918	263	035	316				
" 4.	1149	336	013	010	1165	272	026	009	036	1182	120	064	142	989	233	033	253				
" 5.	987	342	009	036	1027	291	020	010	026	1073	132	049	120	931	216	033	194				
" 6.	1081	292	017	043	1124	264	014	010	021	1122	134	049	128	904	245	039	245				
" 7.	1187	272	019	046	1249	231	007	009	028	1183	137	040	164	867	311	038	308				
" 8.	998	208	017	048	1044	176	010	011	030	971	101	033	166	743	204	033	291				
" 9.	1349	233	020	074	1400	216	008	015	037	1293	116	044	223	1030	214	044	388				
" 10.	1250	298	028	045	1309	264	010	016	022	1251	139	046	185	961	278	042	340				
" 11.	1287	249	018	061	1331	220	015	015	034	1247	116	035	217	919	254	045	397				
" 12.	1187	257	018	026	1193	245	013	019	018	1185	119	048	136	893	297	036	262				
" 13.	1077	368	014	042	1093	367	013	006	022	1116	199	050	136	841	370	039	251				
" 14.	876	498	013	044	911	467	012	013	028	984	262	073	112	741	474	023	193				
" 15.	935	669	016	044	991	617	024	011	021	1154	339	048	123	787	574	036	267				
" 16.	1186	451	019	042	1228	417	021	008	024	1316	174	068	140	1031	317	038	312				
TOTALS	17814	5343	261	697	18515	4790	217	183	408	18276	2517	758	2562	14174	4792	577	4570				

TOWN OF BROOKLINE STATE ELECTION

NOVEMBER 2, 1982

PRECINCT	TREASURER			AUDITOR			REPRESENTATIVE IN CONGRESS			SENATOR IN GENERAL COURT					
	CRANE	DECLAY	NASON	BLANKS	FINNEGAN	ROBERTSON	WASHEBUR	BLANKS	FRANK	HECKLER	BLANKS	CONNOLLY	BACK- man	MAFFIS	BLANK
1.	722	235	058	253	618	265	046	339	991	253	024	652	839	180	249
" 2.	906	199	077	327	829	212	053	415	1228	243	038	817	1054	219	236
" 3.	937	190	082	323	841	218	056	417	1296	208	028	846	1116	196	220
" 4.	790	179	053	486	906	149	053	400	1158	311	039	806	1061	227	220
" 5.	895	180	051	248	798	198	058	320	943	378	053	824	891	263	220
" 6.	904	186	076	267	833	194	058	348	1099	288	046	813	986	242	205
" 7.	922	180	076	346	824	222	051	427	1280	205	039	824	1102	206	216
" 8.	729	147	077	318	678	167	052	374	1067	174	030	679	871	151	249
" 9.	1007	160	111	398	907	202	061	506	1441	189	046	899	1233	182	261
" 10.	940	212	094	375	843	250	068	460	1374	223	024	896	1141	245	235
" 11.	950	195	093	377	849	207	062	497	1402	181	032	850	1161	206	248
" 12.	861	209	108	310	805	218	058	407	1279	185	024	807	1079	238	171
" 13.	884	277	074	266	765	328	056	352	1158	313	030	854	988	326	187
" 14.	800	335	064	232	668	377	045	341	944	459	028	820	795	420	216
" 15.	883	445	080	256	678	535	064	387	1015	562	087	799	893	567	204
" 16.	991	287	106	314	900	323	050	425	1339	337	022	956	1077	418	203
TOTALS	14121	3616	1280	5096	12742	4065	891	6415	19014	4509	590	13142	16287	4286	3540

STATE ELECTION

PRECINCT	11th SUFFOLK REPRESENTATIVE IN GENERAL COURT				GENERAL CT. 15TH NOBOLLS		DISTRICT ATTORNEY		CLERK OF COURTS		REGISTER OF DEEDS		COUNTY COMMISSIONER		QUESTION 7 NON-BINDING		
	MANN	MYER-SON	KELLY	BLANKS	BUSIN-GER	BLANK	DELA-HUNT	BLANK	BARBA-DORO	BLANK	HANNON	BLANK	AHEARN	BLANK	YES	NO	BLANKS
1.					761	507	712	556	636	632	638	630	631	637			
2.					1007	502	896	613	802	707	806	703	778	731			
3.					1026	506	933	599	816	716	820	712	805	727			
4.					1015	493	846	662	856	652	852	656	863	645			
5.					870	504	864	510	737	637	734	640	732	642			
6.					924	509	866	567	764	669	770	663	772	661			
7.					1071	453	910	614	802	722	813	711	797	727			
8.					825	446	732	539	660	611	659	612	655	616			
9.					1117	559	991	685	883	793	883	793	887	789			
10.					1045	576	944	677	858	763	847	774	844	777			
11.					1116	499	898	717	803	812	799	816	793	822			
12.							895	593	765	723	766	722	758	730	722	233	533
13.							914	587	793	708	796	705	781	720	715	258	528
14.							883	548	745	686	738	693	734	697	642	303	486
15.							983	681	819	845	827	837	814	850	713	344	607
16.							1073	625	857	841	854	844	858	840	670	279	749
TOTALS	680	4448	2269	385	10,777	5554	14,340	9773	12,596	11,517	12,602	11,511	12,502	11,611	3462	1417	2903

TOWN OF BROOKLINE

NOVEMBER 2, 1982

STATE ELECTION

	QUESTION 1 PRIVATE SCHOOLS			QUESTION 2 DEATH PENALTY			QUESTION 3 NUCLEAR POWER			QUESTION 4 REGULATING BOTTLES			QUESTION 5 NON-BINDING			QUESTION 6 NON-BINDING		
	YES	NO	BLANK	YES	NO	BLANK	YES	NO	BLANK	YES	NO	BLANK	YES	NO	BLANK	YES	NO	BLANKS
PRECINCT 1.	252	757	259	406	620	242	606	418	244	787	262	219	924	172	172			
" 2.	304	971	234	452	827	230	856	411	242	960	344	205	1027	211	271			
" 3.	293	1029	210	477	862	193	893	405	234	984	354	194	1043	200	289			
" 4.	354	831	323	396	750	362	698	411	399	696	373	439	844	210	454			
" 5.	411	726	237	135	614	225	739	398	237	829	351	194	839	242	293			
" 6.	327	952	154	476	802	155	861	391	181	1018	287	128	1024	204	205			
" 7.	302	913	309	476	760	288	793	402	329	874	377	273	955	216	353			
" 8.	276	768	227	388	670	213	729	282	260	823	241	207	859	142	270			
" 9.	287	1077	312	495	869	312	945	394	337	1023	354	299	1080	209	387			
" 10.	328	1068	225	526	881	214	898	494	229	1082	350	189	1154	204	263			
" 11.	287	1049	279	464	878	273	849	477	289	995	362	258	1067	210	338			
" 12.	261	1109	118	483	882	123	840	515	133	1110	274	104	1133	183	172	322	809	357
" 13.	312	1058	131	536	835	130	841	510	150	1083	307	111	1107	193	201	323	800	378
" 14.	387	891	153	644	644	143	742	531	158	875	418	138	960	282	189	304	791	336
" 15.	439	1039	186	797	697	170	778	681	205	1048	464	152	1023	358	283	375	849	440
" 16.	348	1102	248	789	666	243	892	517	289	896	577	225	1018	291	389	386	713	599
TOTALS	5168	15340	3605	8340	12257	3516	12960	7237	3916	15083	5695	3335	16057	3527	4529	1710	3962	2110

TOWN OF BROOKLINE

NOVEMBER 2, 1982

137.

STATE ELECTION

PRECINCT	STATISTICS REGISTERED VOTERS				VOTED & VOTED	WRITE - INS					REP. IN GEN. COURT 15th NORFOLK	
	DEM	REP	IND	TOTAL		SENATOR IN CONGRESS	GOVERNOR LT. GOVERNOR	TREASURER	REPRESENTA- TIVE IN CONGRESS			
1.	697	235	782	1714	1268	Lynn Simone Barry Commoner						
" 2.	948	201	970	2119	1509							
" 3.	957	232	856	2045	1532		Edward J. King					
" 4.	1014	164	931	2109	1508							
" 5.	987	145	706	1838	1374							
" 6.	932	220	828	1980	1433		G.P. Sullivan J. Doherty				Robert J. McCain 151 Davis Avenue	
" 7.	976	260	886	2122	1524							
" 8.	829	112	741	1682	1271							
" 9.	1127	187	1011	2325	1676	Jane H. Roland Barney Frank					Ira Axelrod 127 Winthrop Rd.	
" 10.	946	225	997	2168	1621							
" 11.	973	188	1113	2274	1615							
" 12.	929	161	924	2014	1488							
" 13.	896	250	878	2024	1501	Ruth Helman Robert Brady		William F. Sullivan 41 Brington Road (2)				
" 14.	784	310	838	1932	1431							
" 15.	770	452	1023	2245	1664							
" 16.	938	294	962	2194	1698							
TOTALS	14703	3636	14446	32785	24113	73.58						
												ABSENTEE BALLOTS: 1,021 MAILED: 578 OVER THE COUNTER: 443

TOWN OF BROOKLINE

NOVEMBER 2, 1982

1:00 P.M. to 7:30 P.M.

STATE ELECTION

PRECINCT	11th SUFFOLK REPRESENTATIVE IN GENERAL COURT				REPRESENTATIVE GENERAL CT. 15TH NORFOLK		DISTRICT ATTORNEY		CLERK OF COURTS		REGISTER OF DEEDS		COUNTY COMMISSIONER		QUESTION 7 NON-BINDING			
	MANN	MYER- SON	KELLY	BLANKS	BUSIN- GER	BLANK	DELA- HUNT	BLANK	BARBA- doro	BLANK	HANNON	BLANK	AHEARN	BLANK	YES	NO	BLANKS	
1.																		
" 2.																		
" 3.																		
" 4.																		
" 5.																		
" 6.																		
" 7.																		
" 8.																		
" 9.																		
" 10.																		
" 11.																		
" 12.	104	1049	267	068														
" 13.	131	973	299	098														
" 14.	124	701	543	063														
" 15.	230	777	556	101														
" 16.	091	947	605	055														
TOTALS	680	4447	2270	385														

WE, THE UNDERSIGNED REGISTRARS OF THE
TOWN OF BROOKLINE, HEREBY CERTIFY THAT WE HAVE
CANVASSED THE RETURNS AS MADE FROM EACH OF THE POLLING
PLACES IN THE ELEVENTH SUFFOLK DISTRICT WITH THE
WITHIN RESULTS AND CERTIFY THEM TO BE CORRECT.

Robert J. Wong
ROBERT J. WONG, CHAIRMAN

James M. Berenson
JAMES M. BERENSON

William F. Sullivan
WILLIAM F. SULLIVAN

WE, THE UNDERSIGNED REGISTRARS OF THE
TOWN OF BROOKLINE, HEREBY CERTIFY THAT WE HAVE
CANVASSED THE RETURNS AS MADE FROM EACH OF THE POLLING
PLACES IN THE ELEVENTH SUFFOLK DISTRICT WITH THE
WITHIN RESULTS AND CERTIFY THEM TO BE CORRECT.

ROBERT J. WONG, CHAIRMAN

JAMES M. BERENSON

WILLIAM F. SULLIVAN
CLERK

SPECIAL TOWN MEETING

November 9, 1982

Pursuant to the Warrant of the Selectmen, served according to law upon the inhabitants of the Town of Brookline by a Constable of said Town, and written notices sent by the Town Clerk at least fourteen days before the day of the meeting to the Town Meeting Members qualified to act in Town Meetings in Brookline under the provisions of Chapter 43A of the General Laws, as amended, accepted by the Town of Brookline, March 10, 1942, the Town Meeting Members, so qualified, met at the High School Auditorium in said Town on Tuesday, November 9, 1982, at half-past seven in the evening.

Lists of duly qualified Town Meeting Members were used at the entrances to the meeting place and were in charge of Richard Boffa, Joann Brooks, Joseph Egan, Edward Kelly and Janet Ouellette, who were sworn to their faithful performance of their duties by the Town Clerk. The lists contained the names of two hundred forty-seven (247) Town Meeting Members qualified to participate in and vote at Town Meetings. No Town Meeting Member was allowed within the rails until his or her name had been checked on the lists.

At forty-four minutes past seven o'clock the checkers reported the names of one hundred twenty-nine (129) Town Meeting Members had been checked, or more than one-half of all Town Meeting Members qualified, and the Town Clerk reported a quorum was present. The meeting was called to order by Moderator, Carl M. Sapers.

The Moderator appointed the following members as tellers: John J. Doherty, Kathleen Corrigan, Henry T. Wiggin, Patricia C. Libbey, Dorothy Bruno and James E. Cockfield. They were sworn to the faithful performance of their duties by the Town Clerk.

The Moderator then proceeded to take up the Articles as numbered in the Warrant.

FIRST ARTICLE - To see if the Town, in accordance with General Laws, Chapter 44, Section 64, will authorize payment of any one or more of the following unpaid bills of previous years, in the amounts indicated below, and which may be legally unenforceable due to the insufficiency of the appropriations therefor:

Corris Girls, Inc.	\$ 192.00
Banker & Tradesman	90.00
Lawyer's Weekly	85.00
N.T.S., Inc.	415.79
Savin (Rent Control)	180.00
Liberty Mutual Ins. Co.	76,879.00
Weston, Patrick, Willard & Redding	<u>4,000.00</u>
	\$81,841.79

and will raise and appropriate, or appropriate from available funds \$81,841.79, or any other sum to pay for the same, or act on anything relative thereto.

Upon motion of Robert M. Stein, duly seconded by Jeffrey P. Allen, it was unanimously:

VOTED: To authorize payment of the unpaid bills of previous years set forth in Article 1, in the amounts indicated therein, and raise and appropriate \$81,841.79 to pay the same.

SECOND ARTICLE - To see if the Town will appropriate sums of money to be expended by the Building Commission for:

- (1) The construction of a new Water Division Garage facility at the existing Park-Forestry facility, 44 Netherlands Road, and
- (2) The relocation of a 5000 square foot metal garage from the existing Water Division facility on Brookline Avenue to land currently used for Park Division equipment and materials storage at Larz Anderson Park,

and determine whether the appropriations will be raised by taxation, provided by transfer from available funds, by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Upon motion of Robert M. Stein, seconded by Jeffrey P. Allen, it was unanimously:

VOTED: No action under the Second Article.

THIRD ARTICLE - To see if the Town will raise and appropriate, or appropriate from available funds, a sum of money, to be expended under the direction of the Selectmen, for legal services and other expenses for the MATEP litigation, so-called, or act on anything relative thereto.

Upon motion of Edward Novakoff, duly seconded by Luster T. Delany, it was by a clear majority:

VOTED: That the Town raise and appropriate twenty-eight thousand dollars (\$28,000) to be expended under the direction of the Selectmen for legal services and other expenses for the MATEP litigation so-called.

FOURTH ARTICLE - To see if the Town will

A. Amend Article XXXVIII (Rent and Eviction Control) of the Bylaws of the Town of Brookline in the following manner.

- (1) By amending Section 3 paragraph (h) (1) by striking said Section and replacing it as follows: -- "(1) Owner occupancy of a condominium unit if the last previous occupant was a tenant unless the owner occupant was an existing tenant in such unit on September 4, 1980 or has been an existing

tenant in said unit for a minimum of one year."

- (2) By amending Section 9A (d) by striking the same and substituting therefor the following Section: "(d) The Board shall grant a permit to an existing condominium development if the Board determines that by May 14, 1980, at least 40 percent of the condominium units therein had been conveyed or were covered by a purchase and sales agreement, a cancelled check being conclusive proof of the transaction."

- (3) By adding the following provisions to Section 9A:
 "(g) The Board shall grant a permit under the following conditions: (1) If the rental level for a one bedroom unit exceeds (a stated sum) per month, for a two bedroom unit exceeds (a stated sum) per month or for a three or more bedroom unit exceeds (a stated sum) per month, each such rental level to be increased annually by the General Adjustment, if any, promulgated by the Board, and (2) if the unit has become vacated voluntarily by the previous tenant and the owner of said unit can prove to the Board that said vacating was not occasioned by any harassment of said tenant by the owner, previous owner or anyone acting by or for said owner or previous owner. (3) In no event shall this Board issue removal permits under this subsection in any one year for more than percent of the controlled rental units under the Board's jurisdiction as the same may be set annually by the Board.

(h) The Board shall grant a permit to a condominium unit owner who both owns and occupies his condominium unit on May 15, 1982"; and

- B. Amend Article XXXIX (Conversion of Multi-family Rental Housing) of the Bylaws of the Town of Brookline by adding the following language to Section 2 thereof in the second sentence after the language "paragraphs (b), (c), and (d)" "(g) and (h)";

or act on anything relative thereto.

Upon motion of Shepard Spunt, duly seconded, the following amendment was DEFEATED.

"To further amend the vote being offered by the Board of Selectmen under Article 4 on page 4-8 by striking the words "May 15, 1982" and substituting therefor the words "November 9, 1982".

Upon motion of Michael W. Merrill, duly seconded by Stephen B. Goldenberg, the following was defeated by a Roll Call Vote, one hundred one (101) recorded as in Favor, one hundred eight (108) recorded as Opposed, and two (2) recorded as Present.

To amend Article XXXVIII of the Bylaws of the Town of Brookline, entitled Rent and Eviction Control, in the following manner:

1. By amending Section 3 by adding the following new provisions at the end:

(i) "Existing tenant", as used with reference to a rental unit, means any tenant who occupied the unit on September 4, 1980, or any tenant who has occupied the unit for a minimum of one year.

(ii) "Luxury unit" means any rental unit for which the monthly rent lawfully charged as of January 1, 1982 was at least \$500 in the case of a studio or one bedroom unit, \$600 in the case of a two bedroom unit, and \$750 in the case of a three or more bedroom unit; or any controlled rental unit for which the monthly rent lawfully charged as of any subsequent January 1 is at least the amount derived by adjusting the applicable rental level specified above from year to year each January 1 by the average of the Board's general annual adjustments for all classes of controlled rental units for the preceding year.

2. By repealing Sections 9(h) and 9A(f).

3. By amending Section 9A(a 1/2) by striking the words, "removal permit", and substituting the words:

removal permit or certificate of exemption

4. By amending Section 9A(c) by striking the word, "tenants", and substituting the words, "existing tenants".

5. By amending Section 9A by adding the following new provisions at the end:

(f) The Board shall grant a permit for a luxury unit if the unit is vacant and the owner satisfies the Board that the last previous tenant vacated the unit voluntarily and without harassment by any person; provided, however, that the Board shall not in any calendar year grant permits under this paragraph for more than one percent of the total number of controlled rental units in the Town as estimated by the Board in January of the year in question. The Board shall consider applications under this paragraph in the order in which they are filed.

(g) The Board shall grant a permit to a condominium unit owner who both owned and occupied his condominium unit on or before May 15, 1982.

(h) Upon application of any owner, tenant or buyer of a controlled rental unit, the Board shall grant a certificate of exemption if the applicant satisfies the Board that the unit is exempt from the requirement of a permit. All permits and certificates of exemption issued by the Board shall be in form suitable for recording at Norfolk Registry of Deeds, and shall run with the land for the benefit of all successors in interest in the unit. Upon request, the Board shall reissue any permit or certificate of exemption granted prior to the effective date of this paragraph in form complying herewith. Any condominium or cooperative unit, once lawfully sold or occupied pursuant to a permit or certificate of

exemption issued under this section, shall never again be subject to the requirements of this section.

To amend Article XXXIX of the Bylaws of the Town of Brookline, entitled Conversion of Multi-family Rental Housing, in the following manner:

1. By amending Section 1 by striking in the first sentence the words, "and "remove from rental use"", and inserting in their place the following words:

"existing tenant," "luxury unit," and "remove from rental use"

2. By amending Section 2 by striking in the second sentence the words "and (d) in Section 9A of Article XXXVIII" and substituting the following words:

(d), (f), (g) and (h) in Section 9A of Article XXXVIII, provided that references to "controlled rental units" in such paragraphs shall be deemed to refer to "rental units which are not controlled rental units" for purposes of this section. After November 9, 1982, no person who owns, manages, markets or otherwise controls a building as described in this section and no agent of any such person shall directly or indirectly sell, offer for sale, or agree to sell as a condominium or cooperative unit any rental unit in such building unless the Board has issued a conversion permit or certificate of exemption for that unit or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit.

3. By amending Section 4 by striking in the first sentence the words, "by removal from rental use," and substituting the following words:

by sale, offer for sale, agreement to sell, or removal from rental use

Betsy F. Abrams	N	Craig Bolon	N
Robert T. Abrams	N	Judith B. Bolon	N
David Adelson	Y	Burton Boxenhorn	Y
Albert L. Allen	N	Standish Bradford, Jr.	
Jeffrey P. Allen	Y	Phyllis Bram	N
Benedict S. Alper	N	Michael M. Brasman	N
Constance S. Austin	Y	Harriet Sussman Bremner	Y
Carl E. Axelrod	Y	Harrison P. Bridge	Y
David Bachrach	N	Roy Howard Brown	N
Jack H. Backman		Dorothy Bruno	Y
John T. Bain	Y	Sylvia G. Brussel	Y
John Bassett	N	Milton Budoff	N
James J. Baxter	Y	John A. Businger	N
Chris Beasley	N	Francis P. Cavanaugh	N
Jules Leonard Becker		Robert H. Chamberlain	N
Richard W. Benka	Y	Sumner J. Chertok	Y
Robert Bernheimer	Y	James F. Cockfield	Y
Patricia E. Bernstein	N	Barbara J. Coffin	Y
Jo Ann Blumsack		Juan M. Cofield	

Abbe Cohen	Y	Betty J. Grossman	N
Norman B. Cohen	N	Eva M. Grubinger	
David A. Coleman	Y	Miriam C. Gutmann	N
Francis R. Collins	Y	Shalom Haase	Y
Thomas P. Condon		Ferris M. Hall	Y
John Connorton	N	John M. Hall	Y
Anne L. Conway	N	Ethel Halperin	N
Kathleen Corrigan	Y	Theodore Halperin	N
William M. Corrigan		Bruce W. Hamblin, Jr.	
Julia D. Cox	Y	Mary J. Harris	Y
Christopher J. Crowley	N	Dorothea Hass	N
J. Mildred Crowley	N	Dorothy M. Heffernan	Y
Bertram J. Dane	Y	Deborah B. Henry	N
George Dargo	N	Joan Hertzmark	N
Martha L. Davidson	N	Francis J. Hickey	Y
Luster T. Delany	Y	Elizabeth M. Hirshom	Y
Marguerite St. Delany		William I. Hirshom	
Linda A. Dell		Nadine Houston-O'Bannon	
Susan F. Delong	Y	Anne A. Jackson	N
Thomas J. Dillon	Y	Myrna Kahn	N
John J. Doherty	Y	Arthur Kalotkin	Y
Frances M. Donovan	N	Paul A. Kantrowitz	N
Ruth D. Dorfman	Y	Bernard S. Kaplan	Y
Carl Dreyfus	N	Deborah L. Kaplan	N
Margaret Driscoll	Y	Eliot M. Kaplan	Y
Jacob P. Drukman	N	Haskell A. Kassler	
Marion E. Dubbs	N	Estelle Katz	N
Edward J. Dwyer		Jonathan M. Katz	Y
Richard W. Eivers	N	Pauline Ponnice Katz	N
Walter E. Elcock	Y	Garabed Kayakachioian	Y
Marvin A. Feinman	N	Kathryn S. Kirshner	N
Jonathan S. Fine	Y	Eli Koritsky	
Mary Firestone	Y	Robert Kramer	Y
James M. Fitzgibbons	Y	Dorothy I. Krimsky	N
Daniel F. Ford		Joan B. Lamphier	N
Terence H. Forde		Tania R. Langerman	N
Albert M. Fortier, Jr.	Y	Virginia W. Laplante	N
Gertrude C. Freedman	N	Mary E. Larkin	
Lillian J. Freedman	N	Steven M. Leibowitz	N
Joan J. Fried	N	E. Albert Levine	Y
Carol Gelb	N	Adriane G. Levy	N
Albert Gerte	Y	Ralph B. Levy	N
Phyllis D. Giller	N	Patricia C. Libbey	Y
Marjorie Glazer	N	Doris J. Lipson	N
Marilyn Glick	N	Robert L. Lipson	N
Diane L. Glickman	N	Joyce Lee Malcolm	N
Linda G. Golburgh	Y	Jane B. Manly	Y
Alex Gold-Pitegoff	N	Charles W. Manning, Jr.	N
Linda Gold-Pitegoff		Claudette J. Markell	N
Stephen B. Goldenberg	Y	Harry L. Marks	Y
Herbert N. Goodwin	N	Judith E. Mason	N
Rhoda S. Goodwin	N	Robert J. McCain	N

Peter M. McDonald	Y	James W. Schlesinger	N
Stephen B. McDonnell	N	Henry Schwartz	
John P. McElroy	Y	Barbara C. Scotto	Y
Patricia L. Meaney	N	Michael S. Selib	Y
Virginia Burke Meehan	Y	Barbara M. Senecal	Y
Michael W. Merrill	Y	Zvi A. Sesling	N
Mark A. Michelson	Y	Frederick S. Sharff	N
Peter B. Miller	N	Shirley Ann Sharff	N
Donald J. Moore, Jr.		Francis G. Shaw	
Daniel J. Moroney		Samuel E. Shaw, II	Y
Francis M. Moroney		Mary L. Shea	Y
Alan R. Morse, Jr.	Y	Joel D. Shield	Y
J. Robert Morse	Y	Melvin R. Shuman	Y
Stephen R. Morse	Y	Stanley Shuman	Y
Thomas R. Mulvey	N	Shirley Sidd	Y
Grace M. Norman	N	Richard A. Siegel	Y
Myron Norman		Stanley T. Siegel	Y
Edward Novakoff	Y	Albert A. Silverman	N
Elaine L. Novakoff	Y	Judith A. Smith	Y
Louis I. Novakoff	N	Frank I. Smizik	N
Kevin M. O'Boy		Lester S. Snierson	Y
Phyllis R. O'Leary		Stanley L. Spiegel	N
Patricia Ostrander	Y	Shirley Spinetta	N
Gerald S. Parker		Stacy Spitzen	N
Daniel G. Partan	N	Shepard A. Spunt	Y
Dianne Patt	N	Elena Nancy Stein	Y
Chester A. Pearlman, Jr.		Marcia Stein	Y
Edith G. Pearlman	Y	Robert M. Stein	Y
Ethel F. Pepper	Y	Aron Steinberg	Y
Neil R. Patt	N	Meyer Stern	Y
Joan E. Pollard	N	Roger W. Stern	Y
Elizabeth S. Pollock	N	William F. Sullivan	P
Martin H. Rabinovitz	N	Max Swartz	Y
Stanley N. Rabinovitz	Y		
Robert A. Regan	Y	Max M. Tisser	N
Margaret S. Richardson	Y	Anne Connolly Tolkoﬀ	N
Michael Robbins	Y	Gerald M. Tuckman	N
Thomas C. Robinson		Ann M. Wacker	
David M. Rodman	Y	Claire R. Waldman	Y
Ada F. Roochvard	N	Gerard J. Walsh	Y
Bernice Rosenbaum	N	Patrick J. Ward, Jr.	
Charles S. Rosenblatt	Y	Sidney Weinberg	N
Ronald F. Rosenblith		Cheryl S. Weinstein	Y
Martin R. Rosenthal	N	Russell T. Werby	N
A. Joseph Ross	N	Henry T. Wiggin	Y
Steven Rothstein	Y	Jay A. Winstein	N
Deborah D. Rudman	Y	Richard A. Yoder	N
Michael A. Rudman		Bruce R. Young	N
Phyllis G. Ryack	N	Abraham J. Zimmerman	N
Esther G. Saloman	Y	Seymour A. Ziskend	N
Carl M. Sapers	P	Natalie G. Zuckerman	N
Joseph I. Sargon	N	Walter Zuckerman	N
Stefanie P. Scheer	Y		
Laura B. Schlesinger	N		
		<u>NO</u>	<u>YES</u>
		108	101
			<u>PRESENT</u>
			2

FIFTH ARTICLE - To see if the Town will vote to amend the Bylaw of the Town of Brookline, Article XXXVIII, RENT AND EVICTION CONTROL, by adding to Section 9A, Removal from Rental Housing Use, the following new subsection to be inserted after the existing subsection (c):

"The Board shall grant a permit if the unit as to which a removal permit is sought, is a vacant unit unless the Board finds evidence that the last occupant vacated said unit because of harassment by the owner thereof."

Upon motion duly made and seconded, no action was voted, unanimously, under the Fifth Article.

SIXTH ARTICLE - To see if the Town will amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

- I. A. Section 3, subsection (b)(2) is hereby amended by adding the following words after the words "on or after said date;"

provided that, any rental units restored after a fire, flood or other casualty shall not be exempt under this subsection;
- B. Section 9A is hereby amended by adding the following new subsection:

(g) The Board shall not grant a permit for any unit which has been damaged by fire, flood or other casualty unless the permit is a temporary permit for rehabilitation or is a permit to demolish the unit.
- II. Section 3, subsection (b) (5) is hereby amended by adding the following words after the words "or three-family house;"

provided that, this exception shall not apply to a building which was a four or more unit building and which became an owner-occupied two-family or three-family house after August 20, 1982;
- III. A. Section 3, subsection (h) is hereby amended by adding the following new paragraph:

(5) Leaving a unit vacant for over three months.
- B. Section 9A is hereby amended by adding the following new subsection:

(h) In deciding whether to grant a permit under this section, if the removal is for vacancy over three months (Section 3 (h) (5)), or for rehabilitation (Section 3 (h) (3)), the Board may consider extenuating circumstances of the owner which necessitates the continued vacancy of the unit. If the Board determines that a permit should issue for said unit, such permit shall be valid only for a limited

period of time, to be determined by the Board, Notwithstanding any other provision of this Article or the Board's regulations, an owner may re-apply for an extension of a permit granted under this subsection.

- IV. A. Section 3, subsection (h) (1) is hereby amended by adding the following words after the words "the existing tenant":

For purposes of this paragraph the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit:

- B. Section 9A, subsection (a $\frac{1}{2}$) is hereby amended by adding the following words at the end of this subsection:

The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this subsection, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- C. Section 9A, subsection (c) is hereby amended by adding the following words at the end of this subsection:

For the purposes of this subsection, "tenants" means those tenants who have resided in their units for at least two years and who moved into their units without an option or agreement to purchase said unit and without any intent to purchase said unit.

- V. Section 9A(f) is hereby repealed.

- VI. Section 9A is hereby amended by adding the following new subsection:

- (i) Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Section or pursuant to any provision of this Section making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Section.

- VII. Section 9A is hereby amended by adding the following new subsections:

- (j) The Board shall issue a certificate of exemption from this Section, in a form suitable for recording in the Registry of Deeds, to any person who:

- (1) files with the Board, on a form prescribed by the Board, an affidavit stating under penalties of perjury that s/he is a

current tenant of the unit or is the owner of the unit but was, prior to owning, a current tenant of the unit; that s/he occupied it as a tenant for at least two years; and that s/he moved into the unit without any option or agreement to purchase said unit and without any intent to purchase said unit; or

- (2) Owns or intends to purchase, sell, or occupy as an owner any unit exempt under subsection (d) of this Section.
- (k) Any purported conveyance of a controlled rental unit subject to this Section without a removal permit as required by subsection (a~~4~~) shall be void. All permits issued under this Section shall be in a form suitable for recording in the Registry of Deeds.

Upon motion of A. Joseph Ross, duly seconded, it was by a counted vote, one hundred one (101) recorded as in Favor, ninety-two (92) recorded as Opposed;

VOTED: To amend Article XXXVIII of the Bylaws of the Town of Brookline as follows:

- I. A. Section 3, subsection (b) (2) is hereby amended by adding the following words after the words "on or after said date;":

provided that, any rental units restored after a fire, flood or other casualty shall not be exempt under this subsection;
- B. Section 9A is hereby amended by adding the following new subsection:

(g) The Board shall not grant a permit for any unit which has been damaged by fire, flood or other casualty unless the permit is a temporary permit for rehabilitation or is a permit to demolish the unit, until the unit has been occupied as a lawful unit^{For} at least two years following such damage.
- II. Section 3, subsection (b) (5) is hereby amended by adding the following words after the words "or three-family house;":

provided that, this exception shall not apply to a building which was a four or more unit building and which became an owner-occupied two-family or three-family house after August 20, 1982;
- III. A. Section 3, subsection (h) is hereby amended by adding the following new paragraph:

(5) Leaving a unit vacant for over three months.
- B. Section 9A is hereby amended by adding the following new subsection:

(h) In deciding whether to grant a permit under this section, if the removal is for vacancy over three months (Section 3 (h) (5)) or for rehabilitation (Section 3 (h) (3)), the Board may

consider extenuating circumstances of the owner which necessitates the continued vacancy of the unit. If the Board determines that a permit should issue for said unit, such permit shall be valid only for a limited period of time, to be determined by the Board. Notwithstanding any other provision of this Article or the Board's regulations, an owner may re-apply for an extension of a permit granted under this subsection.

- IV. A. Section 3, subsection (h) (1) is hereby amended by adding the following words after the words "the existing tenant":

For purposes of this paragraph the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit:

- B. Section 9A, subsection (a₂) is hereby amended by adding the following words at the end of this subsection:

The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this subsection, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- C. Section 9A, subsection (c) is hereby amended by adding the following words at the end of this subsection:

For the purposes of this subsection, "tenants" means those tenants who have resided in their units for at least two years and who moved into their units without an option or agreement to purchase said unit and without any intent to purchase said unit.

- V. Sections 9A (f) and 9 (h) are hereby repealed.

- VI. Section 9A is hereby amended by adding the following new subsection:

- (i) Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Section or pursuant to any provision of this Section making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Section.

- VII. Section 9A is hereby amended by adding the following new subsections:

- (j) The Board shall issue a certificate of exemption from this Section, in a form suitable for recording in the Registry of Deeds, to any person who:

- (1) Files with the Board, on a form prescribed by the Board, an affidavit stating under penalties of perjury that s/he is a current tenant of the unit or is the owner of the unit but was, prior to owning, a current tenant of the unit; that s/he occupied it as a tenant for at least two years; and that s/he moved into the unit without any option or agreement to purchase said unit and without any intent to purchase said unit; or
- (2) Owns or intends to purchase, sell, or occupy as an owner any unit exempt under subsection (d) of this Section.
- (k) Any purported conveyance of a controlled rental unit subject to this Section without a removal permit as required by subsection (a~~k~~) shall be subject to judicial restraint under Chapter 601 of the Acts of 1981. All permits issued under this Section shall be in a form.

SEVENTH ARTICLE - To see if the Town of Brookline will amend Article XXXIX of the Bylaws of the Town as follows:

- I. Section 2 is hereby amended by striking, in the original second sentence, the words, "and (d)" and inserting in their place the following words:

(d), (g), (h), and (j)

- II. A. Section 2 is hereby amended by adding, after the first sentence, the following new sentences:

After August 20, 1982, no person who owns, manages, markets or otherwise controls a building as described under this Bylaw and no agent of any such person shall directly or indirectly sell, offer for sale or agree to sell as a condominium or cooperative unit any rental unit in such building unless the Board has issued a conversion permit for that unit, or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit. The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this Bylaw, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- B. Article XXXIX is amended by adding, after Section 2, the following new Section:

Section 2A: Any purported conveyance of a rental unit subject to this Article without a conversion permit shall be void. All permits issued under this Bylaw shall be in a form suitable for recording in the Registry of Deeds.

- C. Article XXXIX is amended by adding, after Section 2A, the following new Section:

Section 2B: Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Bylaw or pursuant to any provision of this Bylaw making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Bylaw.

- III. Section 3 is amended by striking the first sentence and inserting in its place the following sentence:

Violation of this Bylaw, by removal from rental use of any rental unit or by sale, offer for sale, or agreement to sell any rental unit without first having obtained a conversion permit required under Section 2 or by disregard or contravention of an order of the Housing Conversion Board, shall be an unlawful act for any person who materially participates in such removal, disregard, contravention, sale, offer, or agreement.

Upon motion of A. Joseph Ross for Favorable Action, duly seconded, it was by a counted vote, one hundred fourteen (114) recorded as in Favor, sixty-three (63) recorded as Opposed, voted to amend Article XXXIX of the Bylaws of the Town as follows:

- I. Section 2 is hereby amended by striking, in the original second sentence, the words, "and (d)" and inserting in their place the following words:

(d), (g), (h), and (j)

- II. A. Section 2 is hereby amended by adding, after the first sentence, the following new sentences:

After August 20, 1982, no person who owns, manages markets or otherwise controls a building as described under this Bylaw and no agent of any such person shall directly or indirectly sell, offer for sale or agree to sell as a condominium or cooperative unit any rental unit in such building unless the Board has issued a conversion permit for that unit, or unless the sale or offer is to, or the agreement is with, an existing tenant of the unit. The offering of a lease or other agreement containing an option to purchase shall be deemed to be an offer to sell as a condominium or cooperative. For the purposes of this Bylaw, the term "existing tenant" means a tenant who resided in the unit for at least two years and who moved into the unit without an option or agreement to purchase said unit and without any intent to purchase said unit.

- B. Article XXXIX is amended by adding, after Section 2, the following new Section:

Section 2A: Any purported conveyance of a rental unit subject to this Article without a conversion permit shall be subject to judicial restraint under Chapter 601 of the Acts of 1981. All permits issued under this Bylaw shall be in a form suitable for recording in the Registry of Deeds.

- C. Article XXXIX is amended by adding, after Section 2A, the following new Section:

Section 2B: Any condominium or cooperative unit, once lawfully sold or occupied either pursuant to a permit issued under this Bylaw or pursuant to any provision of this Bylaw making such sale or occupancy exempt from the permit requirement, shall never again be subject to the requirements of this Bylaw.

- III. Section 4 is amended by striking the first sentence and inserting in its place the following sentence:

Violation of this Bylaw, by removal from rental use of any rental unit or by sale, offer for sale, or agreement to sell any rental unit without first having obtained a conversion permit required under Section 2 or by disregard or contravention of an order of the Housing Conversion Board, shall be an unlawful act for any person who materially participates in such removal, disregard, contravention, sale, offer, or agreement.

EIGHTH ARTICLE - To see if the Town will vote to amend the Bylaws of the Town of Brookline, Article XXXVIII, Rent and Eviction Control, as follows:

1. A. Section 3, subsection (b)(2) is hereby amended by adding the following words after the words "on or after said date"

"provided that any rental units restored after a fire, if said fire has been determined by the Brookline Fire Department to be an arson fire, shall not be exempt under this subsection unless any involvement by any owner of said rental unit has been eliminated to the satisfaction of the Brookline Fire and/or Police Departments or sufficient evidence of non-benefit to the owner(s) has been presented to the Board."

- B. Section 9A is hereby amended by adding a new subsection to be designated by the Town Clerk as follows:

"The Board shall not grant a permit for any unit which has been damaged by fire, if said fire has been determined by the Brookline Fire Department to be an arson fire, unless any involvement by any owner of said rental unit has been eliminated to the satisfaction of the Brookline Fire and/or Police Departments or sufficient evidence of non-benefit to the owner(s) has been presented to the Board."

2. A. Section 9A is hereby amended by adding a new subsection to be designated by the Town Clerk as follows:

"The Board shall grant a removal permit if the person(s) seeking the permit is the Buyer of a vacant unit, intends to occupy said unit and is currently a legal resident of the Town and has been so for at least twelve months prior to the date of application for removal permit."

Upon motion of Robert M. Stein, duly seconded by Roger Stern, no Action was voted, by a majority, under the Eighth Article.

At fifty-five minutes past ten o'clock it was unanimously voted that this Special Town Meeting now be recessed until seven-thirty in the evening, at the same place, on Tuesday, November 16, 1982.

At the close of the meeting, the checkers reported that the names of two hundred twenty (220) Town Meeting Members had been checked as in attendance at this Special Town Meeting:

Recessed:

A T T E S T:

William F. Sullivan
Town Clerk

RECESSED SPECIAL TOWN MEETING

November 16, 1982

In accordance with the vote taken at the Special Town Meeting on November 9, 1982, the Town Meeting Members met at the High School Auditorium at 7:30 P.M. on Tuesday, November 16, 1982.

No Town Meeting Member was allowed within the rails until his or her name had been checked on the lists at the entrances to the meeting.

At forty minutes past seven o'clock, the checkers reported that the names of one hundred forty-one (141) Town Meeting Members had been checked as in attendance and the Town Clerk reported that a quorum was present.

Carl M. Sapers, Moderator, called the meeting to order and proceeded to take up Article #9 in the Warrant.

NINTH ARTICLE - To see if the Town will amend the Zoning Bylaw as follows:

- A. Amend Section 5.11(b) by deleting the existing introductory paragraph and substituting the following:
 - (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:
- B. Amend Section 5.11(b) (1) by deleting the existing paragraph and substituting the following:
 - (1) the site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts; however, the minimum site size stated above shall not include the area required for any existing building on the site to satisfy the minimum lot size and yard requirements in that district;
- C. Amend Section 5.11(b) (2) by deleting the existing paragraph and substituting the following:
 - (2) The total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this Section; except that in S-10 and S-7 Districts on the first four acres of any site there shall not be more than an average of four dwelling units per acre in S-10 Districts and five dwelling units per acre in S-7 Districts, and for the portion of any site larger than four acres there shall be not more than an average of 3½ dwelling units per acre in S-10 Districts and four dwelling units per acre in S-7 Districts; the Board of Appeals may limit the number of units to less than the maximum otherwise permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which

militate against the maximum otherwise allowable development; and in determining the site area for purposes of calculating the allowable number of dwelling units, if any part of the site is wetland as determined by the Conservation Commission no more than 10 percent of the area to be used for calculation shall be wetland.

- D. Amend Section 4.30 to insert new principal use 20A:

20A. Office or clinic of a licensed veterinarian for treatment of animals, including laboratories and holding facilities. No outdoor facilities for animals shall be permitted. Studies by recognized experts shall be submitted to insure, to the satisfaction of the Board of Appeals, that the use will be constructed so as to safeguard nearby properties against undue noise, odor and improper waste disposal.

Residence			
S	SC	T	M
NO	NO	NO	NO

Business		
L	G	O
NO	SP	SP

Industry
I
SP

To amend parking regulations Section 6.11(e) by adding "20A", after "Uses 20," in the second line.

- E. Amend Section 4.30 to insert new accessory use 61A:

61A. Dish antenna, provided it is located on a roof at least 60' above ground level and located an/or screened so that it is not visible from nearby streets and properties within a 200 ft. radius.

Residence			
S	SC	T	M
NO	NO	NO	SP

Business		
L	G	O
NO	SP	NO

Industry
I
NO

- F. Amend Section 6.13(b) (3) by adding aisle widths for compact car stalls:

<u>angle of parking</u>	<u>minimum aisle width compact (7.5') stall</u>
parallel	10 ft.
30	10 ft.
45	12 ft.
60	16 ft.
90	20 ft.

- G. Delete Article 11, Suspension of Permits for Construction of Multi-family Dwelling Buildings, which expired on November 1, 1973.
- H. Amend Section 7.5 Nonconformance of Accessory Signs by adding on the second line after the word "maintained", the phrase "subject to the provisions of Section 6 of the Town of Brookline Sign By-law (Article XXIII);"

A motion by Bertram J. Dane, duly seconded, to refer 9A, B, and C back to the Planning Board for further study was DEFEATED.

Upon motion of Robert M. Stein, seconded by Max Swartz, a two-thirds vote being required, it was by a counted vote, one hundred twelve (112) recorded as in Favor, twenty-nine (29) recorded as Opposed:

VOTED: To amend Section 5.11(b) by deleting the existing introductory paragraph and substituting the following:
 (b) The Board of Appeals by special permit may authorize the development of designed groups of single-family dwellings in S Districts subject to the following conditions and procedures:

To amend Section 5.11(b) (1) by deleting the existing paragraph and substituting the following:

(1) The site is 5 acres or more in area in S-40 Districts, 3 acres or more in S-25 Districts, and 2 acres or more in S-15, S-10, and S-7 Districts; however, the minimum site size stated above shall not include the area required for any existing building on the site to satisfy the minimum lot size and yard requirements in that district;

To amend Section 5.11(b) (2) by deleting the existing paragraph and substituting the following:

(2) The total number of dwelling units does not exceed the number that would result if the area of the site were divided by the minimum lot size for lots in subdivisions not subject to this Section; except that in S-10 and S-7 Districts on the first four acres of any site there shall not be more than an average of four dwelling units per acre in S-10 Districts and five dwelling units per acre in S-7 Districts, and for the portion of any site larger than four acres there shall be not more than an average of $3\frac{1}{2}$ dwelling units per acre in S-10 Districts and four dwelling units per acre in S-7 Districts; the Board of Appeals may limit the number of units to less than the maximum otherwise permitted if in its judgment the site has conditions, such as soil, topography, shape, significant landscape features, or abutting uses, which militate against the maximum otherwise allowable development; and in determining the site area for purposes of calculating the allowable number of dwelling units, if any part of the site is wetland as determined by the Conservation Commission no more than 10 percent of the area to be used for calculation shall be wetland.

Upon motion of Jeffrey P. Allen, seconded by Roger Stern, a two-thirds vote being required, the following was DEFEATED by a counted vote, eighty-one (81) recorded as in Favor, one hundred nine (109) recorded as Opposed:

To amend Section 4.30 to insert new use 20A:

20A. Office or clinic of a licensed veterinarian for treatment of animals, including laboratories and holding facilities. No outdoor facilities for animals shall be permitted. Studies by

recognized experts shall be submitted to insure, to the satisfaction of the Board of Appeals, that the use will be constructed so as to safeguard nearby properties against undue noise, odor and improper waste disposal.

Residence	Business	Industry
S SC T M	L G O	I
NO NO NO NO	SP SP SP	SP

Upon motion of Stephen B. Goldenberg, seconded by Michael W. Merrill, a two-thirds vote being required, it was, by a counted vote, one hundred seventy-five (175) recorded as in Favor, four (4) recorded as Opposed:

VOTED: To amend Section 4.30 to insert new principal use 20A: 20A Office or clinic of a licensed veterinarian for treatment of animals, including laboratories and holding facilities. No outdoor facilities for animals shall be permitted. Studies by recognized experts shall be submitted to insure, to the satisfaction of the Board of Appeals, that the use will be constructed so as to safeguard nearby properties against undue noise, odor and improper waste disposal.

Residence	Business	Industry
S SC T M	L G O	I
NO NO NO NO	NO SP SP	SP

To amend parking regulations Section 6.11(e) by adding "20A", after "Uses 20," in the second line.

Upon motion of Robert M. Stein, seconded by Jeffrey P. Allen, a two-thirds vote being required, it was unanimously:

VOTED: To amend Section 6.13(b) (3) by adding aisle widths for compact car stalls:

<u>angle of parking</u>	<u>minimum aisle width compact (7.5') stall</u>
parallel	10 ft.
30	10 ft.
45	12 ft.
60	16 ft.
90	20 ft.

When parking stalls of different widths are on opposing sides of the same aisle, the required aisle width for the wider stall shall be applicable.

Upon motion of Robert M. Stein, seconded by Edward N. Gadsby, Jr., a two-thirds vote being required, it was, by a counted vote, one hundred sixty (160) recorded as in Favor, one (1) recorded as Opposed:

VOTED: To delete Article II, Suspension of Permits for Construction of Multi-family Dwelling Buildings, which expired on November 1, 1973.

Upon motion of Stephen B. Goldenberg, seconded by Deborah L. Kaplan, a two-thirds vote being required, it was unanimously:

VOTED: To amend Section 7.5 Nonconformance of Accessory Signs by adding on the second line after the word "maintained", the phrase "subject to the provisions of Section 6 of the Town of Brookline Sign Bylaw (Article XXIII);"

Upon motion of Robert M. Stein, seconded by Deborah L. Kaplan, a two-thirds vote being required, it was, by a counted vote, one hundred eighty (180) recorded as in Favor, one (1) recorded as Opposed, and one (1) recorded as Abstaining:

VOTED: To amend Section 4.30 to insert new accessory use 61A to read as follows:

"61A: Dish antenna, larger than 2½ ft. in diameter, provided it is located on a roof at least 60 feet above ground and located and/or screened so that it is not visible from nearby streets and properties within a 200 ft. radius.
*Permitted use "whether or not located on a roof" for public agencies of the Town of Brookline and the Town's CATV licensee, provided the location is approved by the Board of Selectmen.

Residence				Business	Industry
S	SC	T	M		I
NO*	NO*	NO*	NO*	NO* SP* SP*	NO*

This amendment shall terminate on September 15, 1983.

VOTED: To refer the question of the regulation of dish antennas, so-called, to the Planning Board for study and report back to a Town Meeting in the Spring of 1983.

TENTH ARTICLE - To see if the Town will amend Article XXIII of the Town Bylaws, as follows:

In Section 6-Nonconforming Signs, change the lettering of paragraphs (a) and (b) to (b) and (c) and insert a new paragraph (a), to read as follows:

"Any accessory sign in any of the categories listed below which was legally erected prior to the adoption of this paragraph may continue to be maintained for a period of not longer than five years after the effective date of this Section:

- (1) roof signs;
- (2) projecting signs, unless such sign was approved by variance or special permit since January 1, 1970;
- (3) any other sign, including facade and freestanding signs, which exceeds by more than 50% the applicable size limitations in the Zoning Bylaw, unless such sign was approved by variance or special permit since January 1, 1970;

Upon motion of Robert M. Stein, seconded by Stephen B. Goldenberg,

it was unanimously:

VOTED: To amend Article XXIII of the Town Bylaws, as follows:

In Section 6 - Nonconforming Signs, change the lettering of paragraphs (a) and (b) to (b) and (c) and insert a new paragraph (a):

"Any accessory sign in any of the categories listed below which was legally erected prior to the adoption of this paragraph may continue to be maintained for a period of not longer than five years after the effective date of this paragraph:

- (1) roof signs;
- (2) projecting signs, unless such sign was approved by variance or special permit since January 1, 1970;
- (3) any other sign, including facade and free-standing signs, which exceeds by more than 50% the applicable size limitations in the Zoning Bylaw as of the effective date of this paragraph, unless such sign was approved by variance or special permit since January 1, 1970.

The Moderator then proceeded to explain to the Meeting the proposal of Carl Axelrod to amend Article #6 of this Special Town Meeting held on Tuesday, November 9, 1982. After explanation and discussion with the Moderator indicating that a majority vote for reconsideration of Article #6 would be acceptable, upon motion of Stephen R. Morse, duly seconded, reconsideration of Article #6 was voted, one hundred twenty-three (123) recorded as in Favor and seventy-three (73) recorded as Opposed, to permit Mr. Axelrod to introduce his proposed amendment.

MOTION TO BE OFFERED BY CARL AXELROD, TMM-PCT #16, AT THE NOVEMBER 9, 1982 TOWN MEETING AS ADJOURNED TO NOVEMBER 16, 1982 TO ARTICLE SIX IN THE WARRANT:

THAT THE FOLLOWING LANGUAGE BE ADDED TO THE AMENDMENT PROPOSED UNDER PART IV, A, B AND C AND PART VII, (j) (1) OF ARTICLE SIX IN THE WARRANT:

"This amendment shall not apply to any building which before October 5, 1982 had recorded condominium documents with the Registry of Deeds or filed cooperative documents with Secretary of State's Office and had at least 5% of the units with signed Purchase and Sale Agreement, cancelled checks being proof thereof.

A motion for Favorable Action by Mr. Axelrod, duly seconded, was DEFEATED by a counted vote, eighty-nine (89) recorded as in Favor, and one hundred fourteen (114) recorded as Opposed.

Upon motion of A. Joseph Ross, seconded by John Businger, reaffirmation of Favorable Action under Article #6, as amended, of the vote taken on Tuesday, November 9, 1982 was approved by an overwhelming vote.

ELEVENTH ARTICLE - To see if the Town will amend its Bylaws by adding a new Bylaw, to be numbered by the Town Clerk, entitled: Restriction

of Smoking in Restaurants, as follows:

Section 1. Definitions: For the purposes of this Bylaw, the following definitions shall apply:

- a. Smoking: the lighting of, or the having in one's possession, of any lighted cigar, cigarette, pipe, or other tobacco product.
- b. Restaurant: means restaurant with a seating capacity of forty (40) or more persons.
- c. Non-Smoking Area: that area of a restaurant designated and posted by the proprietor or other person in charge, where smoking by patrons or employees shall be prohibited.
- d. Smoking Areas: all other areas of a restaurant unless smoking is prohibited by sanitation or fire safety codes or regulations.

Section 2. Regulated Conduct:

- a. No person shall smoke in any area of a restaurant designated as a Non-Smoking Area. This prohibition does not apply in cases in which an entire room or hall is used for a private social function and, during the course of such function, is not subject to the full control of the proprietor or person in charge of the restaurant.
- b. The Non-Smoking Area shall comprise no less than twenty-five (25) percent of the seating capacity of the restaurant.
- c. In the case of restaurants consisting of a single room, the requirements of this Bylaw shall be considered met if one side of the room is reserved and posted as a Non-Smoking Area, provided that the Non-Smoking Area comprises no less than twenty-five (25) percent of the seating capacity of the restaurant.

Section 3. Implementation and Enforcement:

- a. The proprietor or other person in charge of a restaurant shall make reasonable effort to prevent smoking in the Non-smoking Area by:
 - (1) posting appropriate signs;
 - (2) arranging seating so that existing physical barriers and ventilation systems minimize the effects of smoking in a Smoking Area upon persons in an adjacent Non-Smoking Area;
 - (3) Directing patrons seated in a Non-Smoking Area to refrain from smoking; and
 - (4) any other means which may be appropriate.
- b. The Brookline Health Department may adopt rules and regulations necessary and reasonable to implement the provisions of this Bylaw.
- c. Any person who smokes in a Non-Smoking Area after notice from the person in charge that such conduct violates this Bylaw, shall be subject to a fine of not less than ten (10) or more than thirty (30) dollars.
- d. The Brookline Health Department or any person aggrieved by the wilful failure of the proprietor or other person in charge of a restaurant to comply with any provision of the Bylaw may seek injunctive or other relief to enforce the provisions of this Bylaw in a court of competent jurisdiction.
- e. Nothing in this Bylaw shall make lawful smoking in any area in

which smoking is or may hereafter be prohibited by law.

Section 4. Severability:

- a. If any provision of this Bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

Upon motion of Elizabeth M. Hirshom, duly seconded, the following was DEFEATED:

To refer back to the Health Department for further study.

A motion by Ferris M. Hall to change, in Section 2(b) and 2(c), 25% to 50%, was DEFEATED.

Upon motion of Dr. Jay A. Winsten, duly seconded, it was by a counted vote, ninety-eight (98) recorded as in Favor, fifty (50) recorded as Opposed.

VOTED: To amend the Town Bylaws by adding a new Bylaw, to be numbered by the Town Clerk, entitled: Restriction of Smoking in Restaurants, as follows:

Section 1. Definitions: For the purposes of this Bylaw, the following definitions shall apply:

- a. Smoking: the lighting of, or the having in one's possession, of any lighted cigar, cigarette, pipe or other tobacco product.
- b. Restaurant: means restaurant with a seating capacity of ~~forty (40)~~ or more persons. (Bar and Lounge areas, primarily devoted to the purchase and consumption of alcoholic beverages, shall be excluded in determining restaurant seating capacity.)
- c. Non-Smoking Area: that area of a restaurant designated and posted by the proprietor or other person in charge, where smoking by patrons or employees shall be prohibited.
- d. Smoking Areas: all other areas of a restaurant unless smoking is prohibited by sanitation or fire safety codes or regulations.

Section 2. Regulated Conduct:

- a. No person shall smoke in any area of a restaurant designated as a Non-Smoking Area. This prohibition does not apply in cases in which an entire room or hall is used for a private social function and, during the course of such function, is not subject to the full control of the proprietor or person in charge of the restaurant.
- b. The Non-Smoking Area shall comprise no less than twenty-five (25) percent of the seating capacity of the restaurant, unless otherwise provided for under Section 3, part b.
- c. In the case of restaurants consisting of a single room, the requirements of this Bylaw shall be considered met if one side of the room is reserved and posted as a Non-Smoking Area, provided that the Non-Smoking Area comprises no less than twenty-five (25) percent of the seating capacity of the restaurant.

Section 3. Implementation and Enforcement:

- a. The proprietor or other person in charge of a restaurant shall make reasonable effort to prevent smoking in the Non-Smoking Area by:
 - (1) posting appropriate signs;
 - (2) arranging seating so that existing physical barriers and ventilation systems minimize the effects of smoking in a Smoking Area upon persons in an adjacent Non-Smoking area;
 - (3) Directing patrons seated in a Non-Smoking Area to refrain from smoking; and
 - (4) any other means which may be appropriate.
- b. The Brookline Health Department may adopt rules and regulations necessary and reasonable to implement the provisions of this Bylaw.
- c. Any person who smokes in a Non-Smoking Area after notice from the person in charge that such conduct violates this Bylaw, shall be subject to a fine of not less than ten (10) or more than thirty (30) dollars.
- d. The Brookline Health Department or any person aggrieved by the willful failure of the proprietor or other person in charge of a restaurant to comply with any provision of this Bylaw may seek injunctive or other relief to enforce the provisions of this Bylaw in a court of competent jurisdiction.
- e. Nothing in this Bylaw shall make lawful smoking in any area in which smoking is or may hereafter be prohibited by law.

Section 4. Severability:

- a. If any provision of this Bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

TWELFTH ARTICLE - To see if the Town will amend Article VII of the Bylaws of the Town of Brookline, by adding thereto a new Section 8, to read as follows:

"Section 8. Whenever all or a portion of a water or sewer bill remains unpaid forty-five (45) days after the billing date, a penalty of 10% or \$5.00, whichever is greater, shall be charged; such penalty shall be added to the water or sewer bill. If a water or sewer bill remains unpaid thereafter, it shall be added to the Real Estate tax bill, as a water or sewer lien, and collected as a part thereof."

Upon motion of Edward Novakoff, seconded by Max Swartz, it was by a substantial majority;

VOTED: That the Town amend Article VII of the Bylaws of the Town of Brookline by adding thereto a new Section 8, to read as printed in the Twelfth Article.

THIRTEENTH ARTICLE - To see if the Town will transfer the care, custody, management and control of the Town-owned land, adjacent to the Town

Transfer Station Facility, shown on the "Sketch Plan of Conservation Land near Lost Pond", dated: September 28, 1982, a copy of which is on file at the Town Clerk's Office, which plan is incorporated herein by reference, from the Board of Selectmen and Department of Public Works to the Conservation Commission, under G.L.C. 40, s 8c, or act on anything relative thereto.

Upon motion of Edward Novakoff, seconded by Max Swartz, it was by a counted vote, one hundred forty (140) recorded as in Favor, six (6) recorded as Opposed:

VOTED: That the Town transfer the care, custody, management and control of the Town-owned land, adjacent to the Town Transfer Station Facility, shown on the "Sketch Plan of Conservation Land near Lost Pond", dated: September 28, 1982, a copy of which is on file at the Town Clerk's Office, which plan is incorporated herein by reference, from the Board of Selectmen and Department of Public Works to the Conservation Commission, under G.L.C. 40, s 8c.

FOURTEENTH ARTICLE - To see if the Town will authorize taking a sum of money voted for the appropriations heretofore made at this meeting and not voted to be borrowed, from any available funds in the treasury and/or will authorize the Assessors to use a portion of Free Cash in the determination of the tax rate for the fiscal year commencing July 1, 1982, or act on anything relative thereto.

Upon motion of Jeffrey P. Allen, seconded by Edward Novakoff, it was by a majority:

VOTED: That the sum of \$3,400,000 be transferred from Surplus Revenue for the purpose of reducing the tax rate for the Fiscal Year July 1, 1982 to June 30, 1983.

FIFTEENTH ARTICLE - To hear and act on the reports of Town Officers and Committee.

Upon motion of Robert M. Stein, seconded by Edward N. Gadsby, Jr., it was unanimously:

VOTED: That the report of the Committee on Town Organization and Structure concerning planning and development functions in the Town be accepted.

At fifty minutes past eleven o'clock, upon motion duly made and seconded, it was unanimously voted that this Town Meeting be dissolved.

At the close of the meeting the checkers reported that the names of two hundred eleven (211) Town Meeting Members had been checked as in attendance at this meeting.

Dissolved:

A T T E S T:

William F. Sullivan
Town Clerk



TOWN of BROOKLINE

Massachusetts

REGISTRARS OF VOTERS

November 15, 1982

Dear Candidate for Representative in General Court -
Eleventh Suffolk District:

In accordance with Chapter 54, Section 135 of the Massachusetts General Laws, as amended, you are hereby officially notified that recount petitions have been filed with the Registrars of Voters for a recount for the office of Representative in General Court, eleventh Suffolk District. The petitioner's reason for the recount states that one candidate was credited with less votes than actually received and another candidate was credited with more votes than actually received.

Accordingly, the recount will be conducted by the Registrars of Voters beginning at 1:00 P.M. on Friday, November 19, 1982. We will meet in the office of the Town Clerk, 333 Washington Street on Friday, November 19, 1982 at 1:00 P.M. and proceed with the taking of the recount from there.

Each candidate or person representing the petitioner is allowed to witness the recount, accompanied by one or more counsel if desired (Chapter 54, Section 135 as amended, 1979). Each candidate or representative may also be represented by "agents", up to one "agent" for each officer or clerk reading the ballots or recording the votes. These agents must be appointed by the candidate or counsel in writing and have the right, along with the candidate and counsel, "to watch and inspect the ballots, tally sheets and all other papers used in the recount, and to watch every individual act performed in connection therewith." (Chapter 54, Section 135 as amended, 1979)

Sincerely yours,

William F. Sullivan
Town Clerk and Clerk, Registrars
of Voters



TOWN of BROOKLINE

Massachusetts

REGISTRARS OF VOTERS

November 19, 1982

PROCEDURE FOR RECOUNT, REPRESENTATIVE IN GENERAL COURT, ELEVENTH SUFFOLK DISTRICT:

- I. Candidates, Agents, and Registrars of Voters meet in the office of the Town Clerk at 1:00 P.M.
- II. All parties proceed to the Voting Machine Room in the basement of Town Hall where voting machine recount of Precincts 15 and 16 will take place.
- III. Upon completion of recount of 15 and 16, all parties will proceed and meet at the Heath School Gymnasium, 100 Eliot Street, where the machine recount of Precinct 14 will take place.
- IV. Upon completion of Machine recount at 14, all parties will proceed to the Runkle School Gymnasium, Clinton Road Entrance, where machine recount of Precincts 12 and 13 will take place.
- V. Upon completion of Machine Recounts of 12 and 13, all Parties will return to the Town Clerk's Office, Town Hall, where the absentee ballots will be recounted by Precinct, 12, 13, 14, 15, and 16.
- VI. The calling of the machine recount and absentee ballots will be done as follows:
 - A. All numbers of machines and names from absentee ballots will be called by the Custodian, Mr. Joseph Egan.
 - B. The Recount Tally Sheets will be recorded by the Town Clerk, Mr. William F. Sullivan.

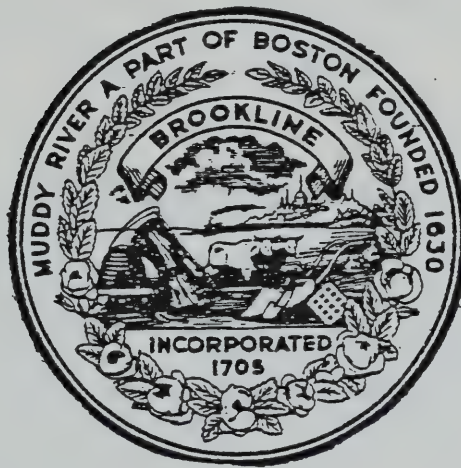
The following persons will participate in the Recount:

REGISTRARS OF VOTERS: Robert J. Wong, Chairman
 James M. Berenson
 William F. Sullivan, Clerk

Joseph Egan, Custodian
 Edward Kelly, Assistant Custodian

When Absentee Ballots are being recounted, Frances Halpern, Registrar of Voters, will be included.

TOWN OF BROOKLINE ANNUAL REPORT



PART II COMPTROLLER'S REPORT

JULY 1, 1981 -- JUNE 30, 1982

TOWN OF BROCKLINE
FISCAL 1982 ANNUAL TOWN REPORT

PART II

Comptroller's Report

July 1, 1981 - June 30, 1982

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TOWN of BROOKLINE

Massachusetts

OFFICE OF THE COMPTROLLER
EDWARD B. KELLY, JR.

COMPTROLLER'S REPORT FOR THE YEAR ENDED JUNE 30, 1982

December 1, 1982

To the Honorable Board of Selectmen:

Gentlemen:

In compliance with the provisions of General Laws, Chapter 41, Section 61, I herewith submit to you the eighty-first annual report for the Comptroller's Department.

An analysis of the accounts of the Town Treasurer and Collector is submitted in Schedule A which summarizes her accounts as Town Collector and Statement III reporting an analysis of her receipts as Town Treasurer. Her accounts as Treasurer of the various Trust Funds have been recorded on the books of the Comptroller and the securities and savings accounts have been checked and found to be in accordance with the accompanying Schedule G. This examination included the securities and savings accounts of the Brookline Retirement System as set forth in Schedule M.

Details of the financial transactions of the Town are set forth in the accompanying schedules:

Statement I	Balance Sheet - All Funds
Statement II	Statement of Changes in Town Cash
Statement III	Statement of Treasury Receipts
Statement IV	Statement of Appropriations and Expenditures
Schedule A	Schedule of Changes in Collector's Accounts
Schedule B	Schedule of Special Assessment Revenue - Not Due
Schedule C	Schedule of Changes in Town Debt
Schedule D	Schedule of Expenditures from the Contingency Account
Schedule E	Schedule of Credits Direct to Appropriations
Schedule F	Debt Service Schedules
Schedule G	Schedule of Trust Fund Transactions
Schedule H	Tax Levies and Collections
Schedule I	Percentage of Bonded Debt to Assessed Valuation and Bonded Debt Per Capita
Schedule J	Valuation, Tax Rate, Expenditures and Debt per Capita
Schedule K	Assessors Valuation of Town Owned Property
Schedule L	Schedule of Library Trustees' Trust Fund Transactions
Schedule M	Brookline Retirement System Statements

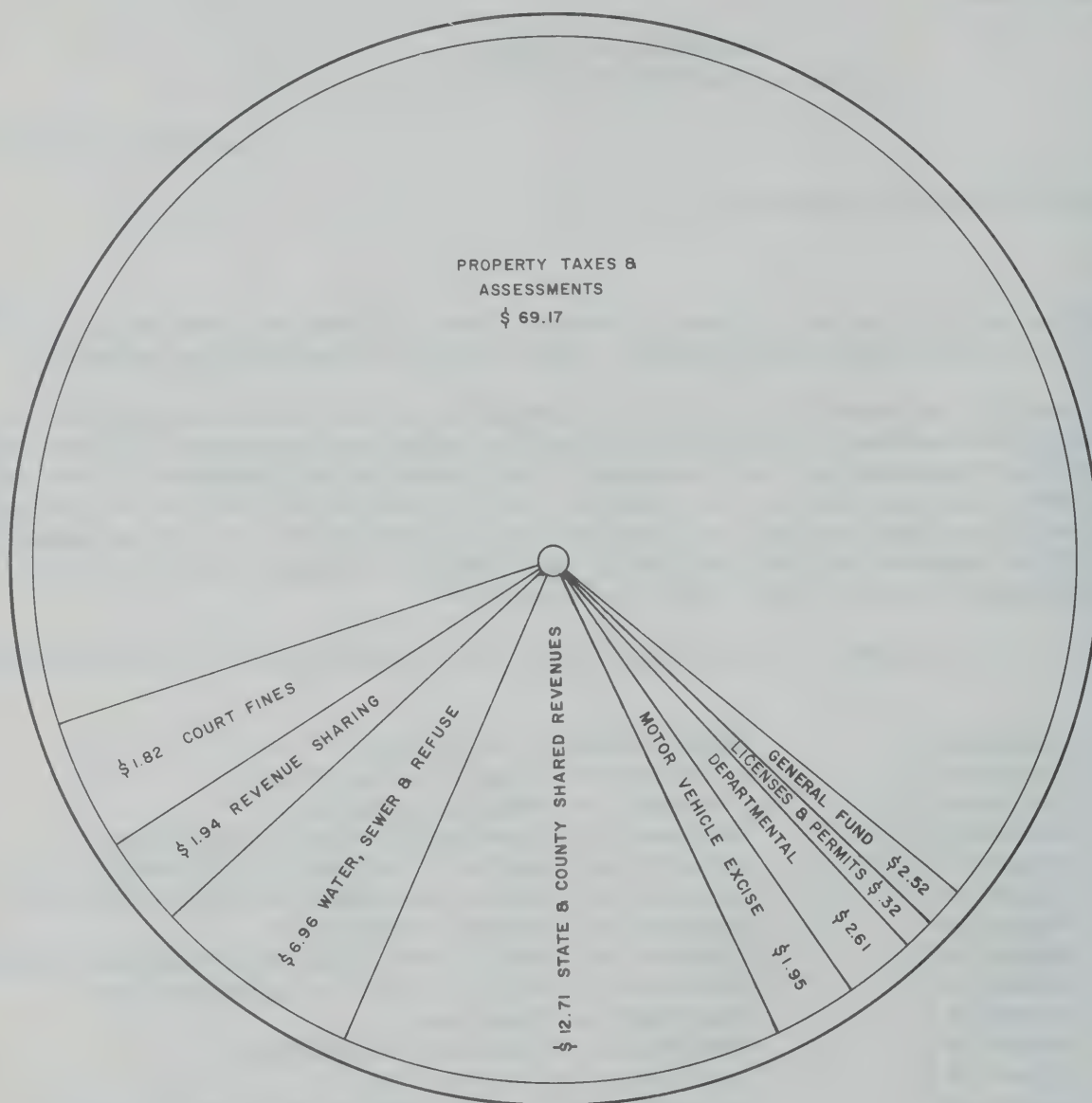
Respectfully submitted,

Edward B. Kelly, Jr.
Edward B. Kelly, Jr.
Comptroller

BROOKLINE, MASS, F.Y. 1982

TOTAL RECEIPTS \$54,538,211.64

HOW EACH \$100 WAS RECEIVED

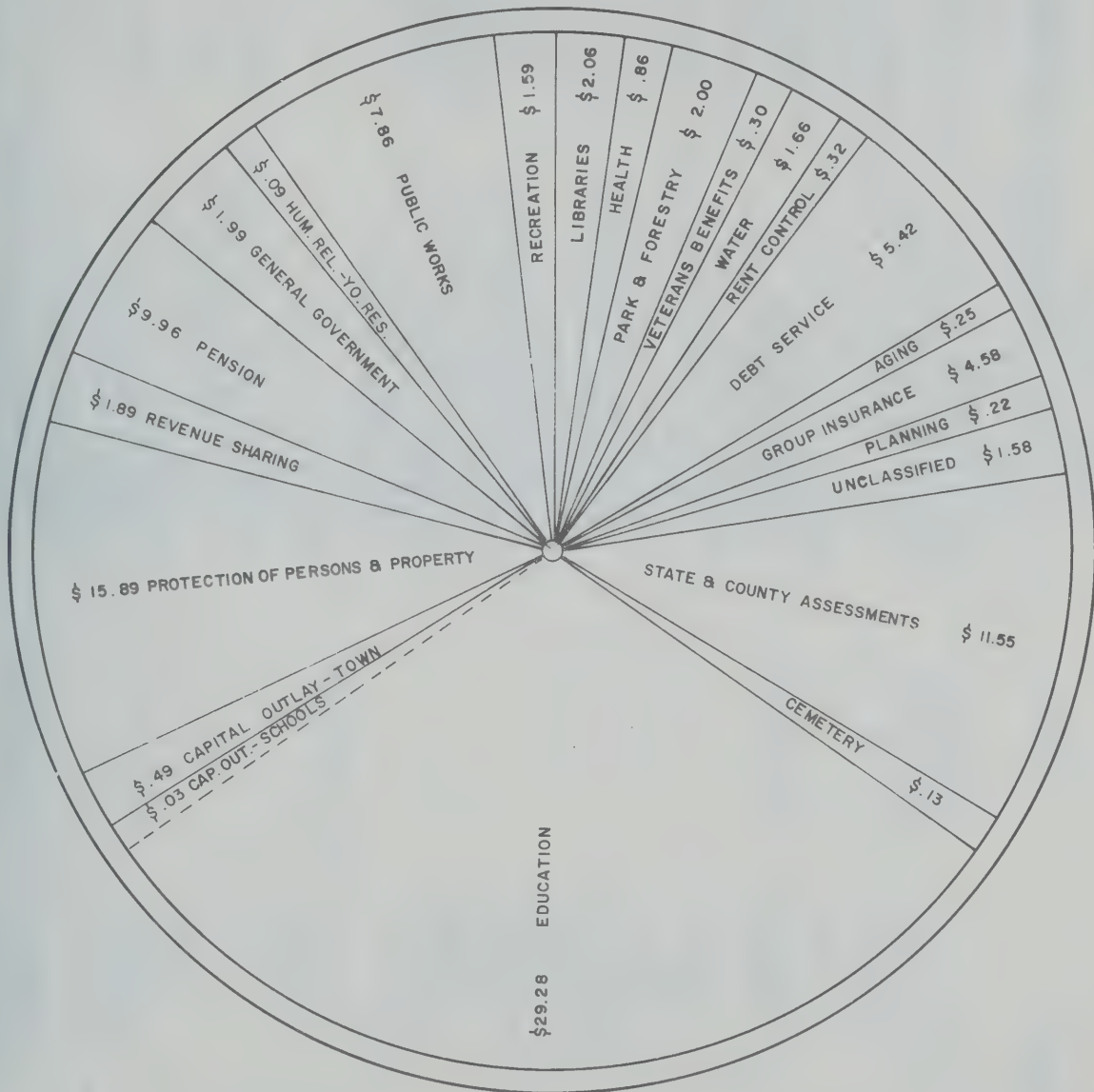


EDWARD B. KELLY, JR.
COMPTROLLER

BROOKLINE, MASS, F.Y. 1982

TOTAL EXPENDITURES \$ 55,144,931.98

HOW EACH \$ 100 WAS EXPENDED



TAX RATE (BEFORE CLASSIFICATION)	\$ 23.50
ASSESSED VALUATION	\$ 1,733,718,500.00
FUNDED DEBT	\$ 9,080,000.00
POPULATION	55,007

TOWN OF BROOKLINE

STATEMENT I

BALANCE SHEET - JUNE 30, 1982

GENERAL ACCOUNTS

ASSETS

Cash:	
General	\$ 1,784,854.60
Federal Grants:	
Code Enforcement	455.08
Code Enforcement-	
Escrow	1,217.00
Comprehensive Planning	
Assistance	508.71
Community Development	
Block Grant	2,578.72
Community Development	
Block Grant Escrow	14,536.30
Revenue Sharing Trust	
Fund	21,730.23
Comprehensive Employ-	
ment Training Act	866.46
Young Adult	
Conservation Corps	472.05
Investments:	
Revenue	7,611,647.42
Advances:	
Petty Cash	1,750.00
	\$ 9,440,616.57
Accounts Receivable:	
Taxes:	
Levy of 1980:	
Personal Property	98.00
Levy of 1981:	
Personal Property	402.06
Real Estate	6,565.90
Levy of 1982	
Personal Property	(125,981.33)
Real Estate	3,702,910.16
Deferred Real Estate	
Taxes	57,233.15

LIABILITIES AND RESERVES

Temporary Loans	
Bond Anticipation Notes	\$ 1,765,000.00
Loan in Anticipation of	
Federal Grant	1,300,000.00
	\$ 3,065,000.00
Agency:	
Warrants Payable	1,478,583.88
Reserve for Accounts	
Payable-Town	328,936.74
Reserve for Teachers	
Salaries	7,037.01
Reserve for Accounts	
Payable-School	444,470.14
School-Book and Art	
Material Recoveries	16,018.48
Cemetery Perpetual Care	1,822.50
Payroll Withholding	74,039.59
Miscellaneous	10,114.54
Sporting Licenses	(1,456.25)
Insurance Deposits	71,033.52
Dog Licenses Due County	440.00
	2,431,040.15
Tailings	32,174.38
Premium on Grant Anticipation Notes	834.00
Deposits-Engineering Plans	1,140.00
Trust Fund:	
Cemetery Perpetual Care	21,762.31
Due to Trust Funds	(420.03)
Past Service Liability	
Fund	765,137.45
Workers' Compensation Self	
Insurance Fund	97,988.84
Due to Library Trustees	(16,398.09)
	868,070.48

Motor Vehicle and Trailer

Excise
Levy of 1979 \$ 214,172.49
Levy of 1980 249,716.14
Levy of 1981 84,216.00
Levy of 1982 156,760.33

Tax Titles and Possessions

Tax Titles 42,581.01
Tax Possessions 2,463.50

Special Assessments

Street Betterments-1981 58.61
Committed Interest-1981 9.38
Street Betterments-1982 3,097.62
Committed Interest-1982 371.71

Departmental:

Assessors 23,617.43
Highway 18,112.61
Personnel 3,276.79
Police Private Details 36,498.04
Schools 22,659.41
Selectmen 3,685.25
Veterans 48,886.33
Fire 63,710.50
Information Services 521.18
Recreation 840.00
Library 50.00
Purchasing 100.00
Rent Control 34,008.00

Water:

Charges 14,671.02
Water Rates 565,509.60
Sewer Rates
Refuse Charges

State Aid to Highways-Chapter 90

Loans Authorized:

Marsh Project-Brookline 450,000.00
Redevelopment Authority

Gifts and Grants:

Federal:

Urban Development \$ 87,947.80
Action Grant
Code Enforcement 455.08
Program
Code Enforcement 1,217.00
Escrow
Community Development 1,045.72
Block Grant
Community Development
Block Grant Escrow 14,536.30
Comprehensive Planning
Assistance 508.71
School: E.S.E.A.
Title I (2,609.44)
Aid to Education
P.L. 874 .90
E.S.A.A. 57,746.02
Metco Program P.L. 89-10 40,177.85
School Library Title II (662.25)
Comprehensive Employment
Training Act 866.46
Recreation:
Special Ed. Entitlement 209,818.55
Young Adult Conservation
Corp. 472.05
Teacher's Center Research (6,988.10)
State:
School: Special Needs-
Vocational Ed. 1,809.95
Occupational Education 30,531.00
Dr. Alan Kay Gift 16,795.12
Facing History Ourselves 52,522.59
Bilingual-Indochinese (115,691.51)
Council on Aging-
Volunteers 2,294.61
Health Nutrition Grant 839.40
Multi-Service Center for
the Aged-Misc. & Chore 10,194.89
Library Learning
Resources 4,830.38
High School Course-
Semiotics 44,787.99
Energy Resources 85,541.89
Alcohol Ed. Program (18,107.35)

\$ 704,864.96

45,044.51

3,537.32

255,965.54

580,180.62
206,061.03
210,100.15

4,420.02

Unified Arts Building \$	1,070,000.00	Private:		
Energy Conservation Program	1,403,000.00	Boston University	\$	12,025.18
		Student Activities		
		Danforth Foundation		(59,365.13)
Loans Authorized:		Moral Education		
Federal Grant	1,300,000.00	Brookline Early		157,838.84
		Education Project		
Underestimates:		Warren Center Day		500.00
Metropolitan Bay Transit Authority	107,121.15	Summer Program		
		Others:		7,333.64
Overlay Deficits:		Elder Bus		
Levy of 1978	1,830.00	Car Seat Restraint		1,343.28
		Grant		3.00
Revenue-1983	53,195,123.55	Brookline Teacher's Center		6,742.71
		Community In-Service		2,040.10
Appropriation Authorized from Federal Grant:		Arts Council Directory		17,260.46
Revenue Sharing Trust		E.S.A.A.-BU-BHS		927.52
Fund-1983	915,000.00	Helen Kent Book Award		
		Recreation Boosters		2,278.52
Vacation Advances-1982	19,421.05	Club		27.00
		Police Gift-Batteries		521.00
		Neuclear Booklet Committee		426.39
		Project Quest		11,707.10
		Gordon Gould		2,544.60
		T.E.M.P.		4,277.00
		C.O.A. Spending Plan		4,169.00
		Brookline Foundation		2,720.60
		Loon & Heron Theatre		1,400.00
		Education Support		
		Revolving Funds:		
		School Lunch		7,743.84
		School Athletics		9,570.95
		Police Private Details		(10,595.10)
		Adult Education		77,894.13
		Community Building Use		28,171.34
		Summer School		22,069.75
		Transportation		4,191.28
		School Restaurant		4,342.95
		Insurance Recoveries		6,316.04
		Annual Appropriation Control-1983		149,705.18
				52,441,790.00

\$

Special Revenue			
Appropriation Control-1983			\$ 1,668,333.55
Appropriation Balances			
Revenue Appropriations			
Special			132,917.45
Non-Revenue Appropriations			804,156.75
Loans Authorized and Unissued			1,158,000.00
Overestimates-1982			
Metropolitan Air Pollution District	\$	166.54	
Metropolitan Sewerage System		77,257.61	
Special Education Assessment		2,534.00	
Metropolitan Parks System		84,631.73	
County Tax		47,298.75	211,888.63
Receipts Reserved for Appropriation:			
Parking Meter Fees		426,160.56	
Sale of Lots and Graves		10,002.50	
Miscellaneous Sales			
Cemetery		34,080.50	
Sale of Real Estate Fund		5,234.75	
Federal Revenue Sharing Fund		21,730.23	
Excess-Sale of Land of Low Value		3,922.79	
Library Aid		27,531.00	528,662.43
Overlay:			
Levy of 1980		139,876.20	
Levy of 1981		522,925.62	
Levy of 1982		1,521,254.22	2,184,056.04
Revenue Reserved Until Collected:			
Deferred Real Estate Tax		57,233.15	
Motor Vehicle and Trailer Excise		704,864.96	

Tax Title And Possession	\$	41,121.72	
Special Assessment Departmental		3,537.32	
Aid to Highway		255,965.54	
Water		4,420.02	
Sewer		580,180.62	
Refuse		206,061.03	
	\$	2,063,484.51	
Excess and Deficiency		5,114,658.44	
Total Assets	\$	73,553,514.41	

DEBT ACCOUNTS

Net Funded or Fixed Debt			
Inside Debt Limit			
General	\$	1,250,000.00	\$ 590,000.00
Outside Debt Limit			
General	\$	4,990,000.00	15,000.00
Public Utilities	\$	2,840,000.00	385,000.00
			260,000.00
			\$ 1,250,000.00
Outside Debt Limit			
School and Gymnasium			4,900,000.00
Water Mains			2,840,000.00
Urban Renewal			90,000.00
Marsh Project			\$ 7,830,000.00
			\$ 9,080,000.00

DEFERRED REVENUE ACCOUNTS

Apportioned Betterment Assessments - Not Due Streets	\$	6,195.24	\$ 6,195.24
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SUSPENDED REVENUE ACCOUNTS

Apportioned Betterment Assessment Revenue Street - Due in 1983-88	\$	1,281.60	\$ 1,281.60
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TRUST AND INVESTMENT ACCOUNTS

Trust and Investment Accounts:
In Custody of
Town Treasurer
Due to Town of Brookline

\$ 762,057.78
(420.03)

Trust Funds:

Public Safety Committee
Stephen E. Train Health
Center

\$ 1,638.62
111,239.47

School Funds:

Mabel Prescott Bailey \$ 5,184.21
John A. Curtin 6,197.85
Payson Dana 5,201.90
Abbie W. Dean 12,542.70
Charles W. Holtzer 20,362.81
J. Murray Kay 1,128.65
Wm. H. Lincoln Medal 2,935.75
Wm. H. Lincoln Scholarship 25,377.96
D. Blakely Hoar 37,707.36
Katherine B. Shick 11,062.44
Sumner E. Shikes 1,459.39
Marion M. Thomas
Advanced Study 27,068.44
Edward Fredkin 6,376.72
Kendrick Memorial 6,255.29
Mortimer C. Grymish
Scholarship 5,969.25
Arthur W. Murray School
Library 90.86
Pierce School Gift Account 3,828.93
S.K. Burak School Library 10,587.81

189,338.32

Tree and Forestry:

Arthur W. and Florence
G. Blake 3,324.66
James H. Bowditch 5,145.59
James S. Warren 1,568.03
D. Blakely Hoar Memorial 362.86
D. Blakely Hoar Tree
Planting 30,535.06

40,936.20

Stabilization Fund

26,863.58

Cemetery Perpetual Care
Fund

369,230.05

TRUST AND INVESTMENT ACCOUNTS Cont'd.

D. Blakely Hoar Memorial Bird Sanctuary Fund	\$ 12,019.68
Conservation Fund	7,484.23
Recreation Kenneth S. Robson Memorial Soccer Field	663.74
Town Window Fund	1,137.59
Penny Savings	2,086.27
	<u>2,086.27</u>
	<u>\$ 761,637.75</u>
	<u><u>\$ 761,637.75</u></u>

TOWN OF BROOKLINE

STATEMENT II

STATEMENT OF CHANGES IN TOWN CASH

FOR THE YEAR ENDED JUNE 30, 1982

Cash on Hand July 1, 1981		\$ 632,137.46
Add: Receipts FY-82 (Statement III)		183,780,238.64
Deduct: Disbursements FY-82 (Statement IV)	\$182,285,690.40	
Less: Warrants Payable June 30, 1982	(1,478,583.88)	
Add: Warrants Payable June 30, 1981	1,776,300.43	182,583,406.95
Cash On Hand June 30, 1982		<u>\$ 1,828,969.15</u>

TOWN OF BROOKLINE

STATEMENT III

STATEMENT OF TREASURY RECEIPTS

FOR THE YEAR ENDED JUNE 30, 1982

GENERAL PROPERTY TAXES:

Real Property Taxes:

Levy of 1982

\$ 36,049,244.60

Levies of Prior Years

737,527.83

\$ 36,786,772.43

Personal Property Taxes:

Levy of 1982

1,183,276.13

Levies of Prior Years

21,476.51

1,204,752.64

Payments in Lieu of Taxes:

C. Hauck-Dare, JP

1,481.76

Brookline Housing Authority

40,476.00

Brookline Redevelopment Authority

176,904.00

M.D.C. Aquaduct

1,791.00

Olmstead

2,050.00

222,702.76

Deferred Real Estate Taxes

2,156.00

Tax Title Redemptions

167,946.41

Interest and Fees on Taxes:

Interest on Taxes

108,454.19

Interest on Tax Titles

29,250.06

Collector's Fees on Taxes

21,620.20

159,324.45

Motor Vehicle and Trailer Excise Tax:

Levy of 1982

651,302.48

Levies of Prior Years

434,281.45

1,085,583.93

Total General Property Taxes

\$ 39,629,238.62

LICENSES AND PERMITS:

Alcoholic Beverages/Package Stores

Restaurants

120,750.00

Temporary

1,210.00

\$ 121,960.00

Other:

Antiques

2,200.00

Auctioneers

585.00

Auto Dealers

1,600.00

Bicycle Registrations

26.00

Common Victuallers

2,450.00

Drainlayers

650.00

Estate Sales

100.00

Firearms, Sale if, and ID cards

300.00

Food Vendor

775.00

Day Care Nurseries

585.00

Fire Prevention Permits

1,578.00

Public Transportation

10.00

STATEMENT III Cont'd.

Weekday Theatre	\$	200.00	
Sunday Worker's Permits		46.00	
Food Service		5,770.00	
Coin Operated Amusement Device		6.00	
Transient Vendor		85.00	
Furniture, Used		1,900.00	
Hackneys		7,339.00	
Ice Cream and Frozen Dessert		30.00	
Jewelry and Second Hand Articles		2,400.00	
Lodging Houses		3,300.00	
Manicuring and Massaging		250.00	
Marriages		5,750.00	
Open Air Parking Lots		5,670.00	
Revolvers		610.00	
Retail Food Establishments		2,945.00	
Rubbish Permits		100.00	
Signs - Projecting		140.00	
Sunday Entertainment		1,510.00	
Swimming Pools		1,300.00	
Motion Pictures		450.00	\$ 50,660.00
Total Licenses and Permits			\$ 172,620.00

INTERGOVERNMENTAL REVENUE:

Federal Grants:

Brookline Early Education Program	279,892.00	
Title I - E.S.E.A.	158,110.00	
Emergency School Aid Act	63,608.69	
Community Development Block Grant	2,059,252.05	\$ 2,560,862.74

State And Other Grants:

Multi-Service Senior Citizens' Center	26,119.22
Danforth Foundation	11,274.70
Warren Center Summer Program	500.00
Semiotics Grant	26,664.36
Learning Center - Special Needs	559,998.60
Health - Car Restraint	589.00
Library Learning Resources	18,199.00
Boston University - Student Activities	10,981.50
Occupational Education	27,832.00
Bilingual Indo Chinese	51,130.47
Dr. Alan Kay	12,098.25
Facing History and Ourselves	103,814.62
Community In-Service	8,315.00
Recreation Program for Handicapped	276,184.94
Police Batteries	500.00
Booster Club	2,697.82
Helen Kent Book Award	1,000.00
Loon & Heron Theatre	43,250.00
ESAA - BU BHS	61,874.00
Project Quest	1,000.00
MATEP Power Plant	1,455.00
Nuclear Information Booklet Comm.	521.00

STATEMENT III Cont'd.

Gordon Gould	11,707.10	
Health Promotion	4,000.00	
Educational Support	1,400.00	
Brookline Foundation	4,169.00	
Energy Resources	240,770.71	
Arts Council Director	7,757.05	
Brookline Teachers' Center	3.00	
Alcohol Safety	40,419.33	
Vocational Education - Special Needs	102,002.00	\$ 1,658,227.67

Federal Shared Revenue:		
Federal Revenue Sharing Program		1,058,755.91

State Shared Revenues:		
State Aid to Highways	159,027.98	
Real Estate Abatement to Widows	23,857.49	
Veterans' Benefits	32,551.08	
Transportation of Pupils	18,457.00	
Construction of School Projects	1,082,138.93	
Public Libraries	27,531.00	
Tuition and Transportation of State Wards	87,939.00	
School Aid	1,818,344.00	
Local Aid Fund (Lottery, Beano, and Games)	2,880,631.00	
Highway Fund Distribution	136,268.00	
Urban Redevelopment Corporation Excise	449,035.00	
Urban Renewal Projects	77,979.58	
Vocational School Transportation	137,514.00	\$ 6,931,274.06
		<u>\$ 12,209,120.38</u>
Total Intergovernmental Revenue		

CHARGES FOR SERVICES:

General Government:		\$ 1,397.21
Purchasing		
Selectmen		
Rentals-Anderson Estate	11,631.00	
Miscellaneous	943.00	12,574.00
Assessors		502.00
Sale of Tax Lists		
Treasurer and Collector		17,904.21
Real Estate and Miscellaneous		
Information Services		2,407.46
Miscellaneous		
Comptroller		
Miscellaneous	567.74	
Telephone Refunds and Commissions	781.36	1,349.10
Town Clerk		
Recording Fees	5,210.00	
Dog License Fees	5,868.95	
Sporting License Fees	543.30	
County Dog License Reimbursements	2,411.02	
Board of Appeals	3,681.80	
Certified Copies	15,021.16	32,736.23
Personnel		10.05

STATEMENT III Cont'd.

Protection of Persons and Property:

Police

Towing	\$	9,153.75	\$
Traffic Fines		427,678.55	
Billed Parking Receipts		803.00	
Parking Meter Receipts - On Street		245,370.31	
Parking Meter Receipts - Off Street		99,271.12	
Police Private Details - Surcharge		19,759.60	
Photos, Report Fees etc.		6,626.20	
Miscellaneous		11.97	
Claim Recoveries - Damages		5,128.86	
Proceeds of Auctions		1,570.04	315,373.40

Fire

Fire Prevention Permits		40,335.50	
Recovery of Damages		1,381.53	
Private Details - Surcharge		104.50	41,821.53

Building

Sundry Inspection Permits			237,906.50
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Transportation

Parking Lot Rent			189.00
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Public Facilities

Public Works

Roadway Permits		40.00	
No Parking Permits		767.00	
Zoning Maps, Photostats, etc.		2,799.00	
Gasoline Tax Refunds		1,015.23	
Recovery of Damages		17,787.16	
Sidewalks and Driveways		5,475.40	
Sale of Waste Paper		1,889.45	
Sidewalk Permits		1,198.45	
Rental to State D.P.W. Storage		600.00	
Sale of Glass		376.80	
Refuse and Garbage Disposal		34,260.00	
Dumping Permits		16,360.00	
Miscellaneous		1,893.46	
Additional Weight Charge		2,565.00	
Water			
Water and Sewer Rates		3,754,307.19	
Water Liens		2,200.21	
Connections		27,582.35	
Recoveries of Damages		13,486.65	
Maintenance and Miscellaneous		293.50	3,884,897.30

DPW-Park

Tennis Instruction		196.60	
Tennis Permits		18,725.00	
Ice Skating Fees		7,486.00	
Golf - Daily Play and Greens Fees		167,259.94	
Golf Cart Commissions		5,000.00	
Golf - Lunch Counter Concession		642.62	
Gas - Carts		1,017.88	
Anderson Park Permits		3,068.75	
Rental of Town Property		825.00	
Telephone Refunds		56.05	

STATEMENT III Cont'd.

Miscellaneous	\$ 85.00	\$	
Garden Space	1,125.00		205,487.84
DPW-Forestry			
Recovery of Damages			3,106.27
DPW-Cemetery			
Interments and Foundations	27,443.50		
Sale of Lots and Graves	7,935.00		
Perpetual Care Fund Income	29,739.72		
Perpetual Care Fund Capital	7,935.00		73,053.22
Historical Commission - Miscellaneous			50.00
Human Services			
Health			
Rabies - Vaccine Clinic	1,656.50		
X-Rays	545.00		
Miscellaneous	6,279.76		
Weights and Measures Fees	2,016.80		10,498.06
Veterans			
Recoveries			16,521.43
Rent Control Board			
Billing	69,396.00		
Miscellaneous	8,322.78		77,718.78
Development			
Conservation-Filing Fees			75.00
Planning-Application Fees			325.00
Leisure Services:			
Recreation			
Town Rentals	4,910.00		
Swimming Pool Fees	44,277.85		
New Gymnasium Facilities	20,723.50		
Morning Play	17,353.00		
Summer Day Camp	32,586.26		
State Milk Subsidy	1,554.76		
Skating Lessons	1,538.00		
Tennis Fees	7,303.66		
Miscellaneous	2,766.82		
Softball Fees	9,660.00		
Pinball Machines	1,611.73		
Recovery Damages	574.06		
Soccer	3,025.00		147,964.63
Library			
Sale of Books	1,796.94		
Private Details Surcharge	19.69		
Damage Recoveries	220.41		
Room Rentals	600.00		2,637.04
Education			
Tuition			
High School	21,160.68		
Elementary Schools	21,829.76		
Other			
Miscellaneous and Refunds	17,535.04		
Telephone Refunds	351.49		
Damages and Recoveries	443.51		
Rental of Property	230.00		61,550.48
Total Charges for Services		\$	<u>5,648,055.29</u>

STATEMENT III Cont'd.

FINES AND FORFEITURES:

Municipal Court Fines	\$ 564,286.55	
Library Fines	65,157.65	\$ <u>629,444.20</u>

REVENUES FROM THE USE OF MONEY AND PROPERTY:

Interest on Investments - Town Cash	1,014,979.09	
Interest on Workers' Compensation Sinking Fund	37,898.73	1,052.877.82
Special Assessments:		
Betterments Apportioned		
Current Installment	113.03	
Paid in Advance	214.17	
Interest on Betterments	18.09	
Sewer Charges	1,465.52	<u>1,810.82</u>
Total Use of Money and Property		\$ <u>1,054,688.63</u>
Total Revenue Received		\$ <u>59,343,167.12</u>

NON-REVENUE RECEIPTS

Revenue Sharing Funds Applied to Appropriations		1,040,000.00
Borrowings in Anticipation of Revenue		9,300,834.00
Proceeds of Bond Issue		4,830,000.00
Premium on Loans		2,572.50
Investment Maturities - Town Funds		89,537,199.03
Investment Maturities - Revenue Sharing Funds		4,362,430.00
Revolving Fund Receipts:		
School Lunch	641,090.29	
Police Private Details	229,641.50	
School Athletic Activities	22,017.78	
Fire Department Details	1,045.00	
Library Work Details	197.12	
Community Building Use	19,608.67	
Summer School	39,000.00	
Adult Education	180,602.20	
Transportation	5,467.43	
School Restaurant	6,563.78	
Retiree's Portion-Group Insurance	30,352.53	1,175,586.30
Agency Accounts:		
Payroll Withholding	13,564,698.10	
Community Development Block Grant Escrow	29,876.85	
Recoveries-Books and Art Materials	2,372.02	
Sporting Licenses for State	15,338.25	
Dog Licenses	1,926.05	
Deposits on Engineering Plans & Specifications	11,405.00	
Miscellaneous	7,928.54	13,633,544.81
Trust Fund Receipts		146,471.24
Credits Direct to Appropriations (Schedule H-2)		299,986.86
Past Service Liability Fund		108,446.78

Total Non-Revenue Receipts \$124,437,071.52

TOTAL CASH RECEIPTS \$183,780,238.64

STATEMENT IV

STATEMENT OF APPROPRIATIONS AND EXPENDITURES FOR YEAR ENDED JUNE 30, 1982

	Balances From 1981	FY-1982 Appropriations	Transfers	Cash Disbursements	Accounts Payable and Encumbrances 6-30-82	Unencumbered Balances Closed Out	Balances to 1983
GENERAL GOVERNMENT:							
Selectmen - Administration	\$	\$ 168,182.00	\$ 38,598.00	\$ 204,254.37	\$ 2,445.17	\$ 80.46	\$
Selectmen - Personnel Office		81,535.00	16,602.00	95,700.11	712.00	1,724.89	
Advisory Committee		2,725.00		2,694.60		30.40	
Purchasing		74,911.00	18,442.00	91,861.30	937.62	554.03	
Legal		119,559.00	29,621.00	149,044.89		135.11	
Board of Assessors		114,501.00	8,505.00	113,712.33	715.89	8,577.78	
Town Clerk		77,575.00	5,224.00	81,769.86	326.95	702.19	
Registrars of Voters		56,365.00	2,310.00	53,733.89	2,792.00	2,149.11	
Elections		65,636.00	2,301.00	62,139.86	3,921.00	1,976.14	
Comptroller		114,528.00	10,050.00	124,444.60	50.00	83.40	
Treasurer and Collector		107,788.00	8,387.00	116,012.64		162.36	
TOTAL General Government	\$	\$ 983,305.00	\$ 140,140.00	\$ 1,095,368.45	\$ 11,900.63	\$ 16,175.92	\$
PUBLIC SAFETY:							
Police		4,003,400.00	415,443.00	4,293,934.07	32,472.80	92,436.13	
Fire		4,620,983.00	573,858.72	5,027,211.67	38,192.85	129,437.20	
Building Inspection		505,993.00	26,410.00	481,880.18	1,775.68	48,747.14	
TOTAL Public Safety	\$	\$ 9,130,376.00	\$ 1,015,711.72	\$ 9,803,025.92	\$ 72,441.33	\$ 270,620.47	\$
HUMAN SERVICES:							
Health		420,501.00	79,673.27	472,293.95	605.00	27,275.32	
Veterans Services		153,115.00	16,000.00	164,126.33	4,626.36	362.31	
Rent Control Board		139,694.00	36,434.00	175,249.00		879.00	
Council on Aging		106,152.00	41,714.00	140,228.40	246.89	7,390.71	
Human Relations-Youth Resources		35,216.00	17,227.00	52,066.82	111.60	364.58	
TOTAL Human Services	\$	\$ 854,778.00	\$ 191,048.27	\$ 1,003,964.50	\$ 5,589.85	\$ 36,271.92	\$
PUBLIC FACILITIES:							
Department of Public Works:							
Administration		136,327.00	9,593.00	133,846.04		12,073.96	
Engineering		266,516.00	18,000.00	271,700.88	145.00	12,670.12	
Highways		2,849,256.00	334,663.49	3,077,218.23	43,255.37	63,445.89	
Sanitation		883,094.00	23,408.00	850,163.65	75.53	56,262.82	
Water		893,950.00	63,932.00	917,310.89	3,041.17	37,529.94	
Park		791,593.00	164,717.23	944,721.53	7,793.33	3,795.37	
Forestry		133,713.00	39,176.00	159,847.98	1,153.19	11,887.83	
Cemetery		64,460.00	7,546.00	69,310.71	480.00	2,215.29	
TOTAL PUBLIC FACILITIES	\$	\$ 6,018,909.00	\$ 661,035.72	\$ 6,424,119.91	\$ 55,943.59	\$ 199,881.22	

STATEMENT IV Cont'd.

STATEMENT OF APPROPRIATIONS AND EXPENDITURES FOR YEAR ENDED JUNE 30, 1982

	Balances From 1981	FY-1982 Appropriations	Transfers	Cash Disbursements	Accounts Payable and Encumbrances 6-30-82	Unencumbered Balances Closed Out	Balances to 1983
DEVELOPMENT:							
Planning	\$	\$ 85,519.00	\$ 33,843.88	\$ 119,365.82	\$	\$ 69.06	\$
TOTAL Development	\$	\$ 85,519.00	\$ 33,843.88	\$ 119,365.82	\$	\$ 69.06	\$
LEISURE SERVICES:							
Recreation		779,856.00	106,588.46	879,518.67	3,284.86	3,640.93	
Library		1,057,628.00	110,706.06	1,136,547.32	13,679.26	18,107.48	
TOTAL Leisure Services	\$	\$ 1,837,484.00	\$ 217,294.52	\$ 2,016,065.99	\$ 16,964.12	\$ 21,748.41	\$
EDUCATION:							
Instructional Services		11,226,306.00	(14,318.00)	10,951,485.02	235,233.15	25,269.83	
Support Services		5,391,913.00	20,708.00	5,196,920.43	203,494.00	12,206.57	
TOTAL Education	\$	\$ 16,618,219.00	\$ 6,390.00	\$ 16,148,405.45	\$ 438,727.15	\$ 37,476.40	\$
DEBT SERVICE:							
Matured Debt - Principal		2,160,000.00		2,160,000.00			
Matured Debt - Interest		562,307.00		562,306.25		.75	
Miscellaneous Interest and Fees		200,000.00	70,500.00	266,085.84		4,414.16	
TOTAL Debt Services	\$	\$ 2,922,307.00	\$ 70,500.00	\$ 2,988,392.09	\$	\$ 4,414.91	\$

(Continued)

STATEMENT IV Cont'd

STATEMENT OF APPROPRIATIONS AND EXPENDITURES FOR YEAR ENDED JUNE 30, 1982

	Balances From 1981	FY-1982 Appropriations	Transfers	Cash Disbursements	Accounts payable and Encumbrances 6-30-82	Unencumbered Balances Closed Out	Balances to 1983
NON-DEPARTMENTAL ITEMS:							
Retirement	\$	\$ 5,561,838.00	\$ 12,852.00	\$ 5,494,841.67	\$ 325.00	\$ 79,523.33	\$
General Services		305,180.00	19,333.00	319,863.08	1,514.94	3,134.98	
Out of State Travel		11,270.00		11,270.00			
Printing of Warrants		4,063.00		4,063.00			
Dues-Mass. League of Cities & Towns		2,237,900.00	286,426.00	2,524,326.00			
Employees Group Insurance		77,000.00		69,444.80	530.00	7,025.20	
Property & Boiler Insurance		450,000.00	25,000.00	252,359.26	89,221.58	133,419.16	
Unemployment Insurance		20,000.00		14,046.71	5,922.69	30.60	
Contingency		350,000.00	(267,539.00)			82,461.00	
Reserve Fund		6,000.00		4,618.00		1,382.00	
Boston Taxes		25,000.00		24,000.00		1,000.00	
Independent Audit		5,000.00		5,000.00			
Transportation Consultant		541,000.00	(171,050.37)	165,046.00	26,000.00	369,949.63	
Reserve Fund-Energy Costs		172,169.00	18,877.00				
Information Services		1,000.00		1,000.00			
Revenue Sharing Audit							
TOTAL Non-Departmental Items	\$	\$ 2,767,420.00	\$ (76,101.37)	\$ 8,889,878.52	\$ 123,514.21	\$ 677,925.90	
TOTAL BUDGET SUMMARY	\$	\$ 48,218,389.00	\$ 2,259,862.74	\$ 48,488,586.65	\$ 725,080.88	\$ 1,264,584.21	

SPECIAL APPROPRIATIONS FUNDED BY BONDED DEBT:

81-801 Unified Arts Building	835,384.78			809,229.70		26,155.08
81-802 Energy Conservation	713,163.88			230,479.11		482,684.77
81-801 Driscoll School	77,891.78			46,106.55		31,785.23
81-802 High School Remodeling	2,004.09			1,654.09		350.00
80-803 Cleaning & Lining Water Mains	697,710.69		(15,149.86)	667,303.58		15,257.25
78-801 Acquisition St. Dominics Property	10,075.00			897.52		10,075.00
75-704 Devotion School Construction	23,744.09					22,846.57
73-624 Construction Lawrence School	1,950.18					1,950.18
73-625 Addition - Main Library	1,904.19					1,904.19
73-626 Remodeling - Main Library	4,406.84			97.50		4,406.84
73-664 Construction Pierce School	169,458.96					169,458.96
73-666 Underground Municipal Garage	37,380.18					37,380.18
TOTAL Special Appropriations	\$ 2,575,074.66	\$	\$ 15,119.36	\$ 1,755,768.15	\$	\$ 804,156.75

SCHEDULE IV Cont'd.

STATEMENT OF APPROPRIATIONS AND EXPENDITURES FOR YEAR ENDED JUNE 30, 1982

	Balances From 1981	FY-1982 Appropriations	Transfers	Cash Disbursements	Accounts Payable and Encumbrances 6-30-82	Unencumbered Balances Closed Out	Balances to 1983
SPECIAL APPROPRIATIONS FOR FY-1982 REVENUE :							
82-601 Unpaid Bills of Prior Years		\$ 2,300.99		\$ 2,300.99			
82-602 Roadways - Ch. 570		56,975.00		56,975.00			
82-603 Roadways - Ch. 329		103,016.00		98,452.15			
82-604 Salary Adjustments - Schools		725,000.00	(725,000.00)				4,563.85
82-605 Salary Adjustments - Engineers		18,000.00	(18,000.00)				
82-606 Salary Adjustments - Library		56,000.00	(55,891.00)			109.00	
82-607 Salary Adjustments - Recreation		26,000.00	(25,965.00)			35.00	
82-608 Salary Adjustments - Police		245,000.00	(245,000.00)				
82-609 Salary Adjustments - AFSCME		440,000.00	(412,614.88)			27,385.12	
82-610 Salary Adjustments - Fire		330,000.00	(320,915.00)			9,085.00	
82-611 Salary Adjustments - Other		75,000.00	(73,315.00)			1,685.00	
82-612 Unpaid Bills of Prior Years		62,204.36	(60,421.00)	1,572.00			211.36
82-613 Water Garage			65,000.00				65,000.00
82-614 Tax Foreclosures		2,500.00					2,500.00
TOTAL Special Appropriations		\$ 2,141,996.35	\$ 1,872,121.88	\$ 159,300.14		\$ 38,299.12	
for FY-1982 Revenue							72,275.21

SPECIAL APPROPRIATIONS BROUGHT FORWARD							
FROM PRIOR YEARS - REVENUE :							
81-604 Unified Arts Building	2,445.00			445.00		2,000.00	
81-605 Devotion School	15,020.00			7,104.50		7,915.50	
81-609 Cypress Playground	99,525.01			24,321.74		64,203.27	
81-610 Traffic Control - Harvard	4,200.00						11,000.00
81-611 Traffic Control - School zone	8,200.00			66.79			4,200.00
81-612 Energy Conservation Program	3,053.00						8,133.21
81-613 Parking Meters	23,561.25			23,547.80		13.45	3,053.00
81-618 Tax Title Foreclosures	1,415.12			705.44		709.68	
81-619 Historic Commission	620.02			196.37		423.65	
81-622 Masco Litigation	1,165.97			1,165.97			
80-606 Indemnification Retired Police and Fire	1,349.16			1,680.40		(331.24)	
80-609 Brookline High School Plans	25,401.04			7,321.91		18,079.13	
80-614 Energy Conservation	12,881.22						12,881.22
80-619 Reassessment Program	25,617.19		7,400.00	28,379.22			4,637.97

SCHEDULE IV Cont'd.

STATEMENT OF APPROPRIATIONS AND EXPENDITURES FOR YEAR ENDED JUNE 30, 1982

	Balances From 1981	FY-1982 Appropriations	Transfers	Cash Disbursements	Accounts Payable and Encumbrances 6-30-82	Unencumbered Balances Closed Out	Balances to 1983
79-608 Cypress Playground Plan & Specs.	\$ 9,524.43	\$	\$	\$	\$	\$ 7,524.43	\$ 2,000.00
79-609 Longwood Playground Plan & Specs.	1,565.88			1,200.00		365.88	14,736.84
79-617 Energy Conservation Program	41,982.11			27,245.27			
77-624 Professional Appraisals	4,950.65			4,950.65			
TOTAL Prior Years Revenue	\$ 282,477.05		\$ 7,400.00	\$ 128,331.06		\$ 100,903.75	\$ 60,642.24
Special Appropriations							
TOTAL FY-1982 Revenue		2,141,996.35	(1,872,121.88)	159,300.14		38,299.12	72,275.21
Special Appropriations							
TOTAL Debt Funded Special	2,575,074.66		(15,159.86)	1,755,768.05			804,156.75
Appropriations							
TOTAL Special Appropriations	\$ 2,857,551.71	2,141,996.35	\$(1,879,871.74)	\$ 2,043,399.25		\$ 139,202.87	\$ 937,074.20

SCHEDULE IV Cont'd.

GRANTS AND GIFTS

	Balances From 1981	1982 Cash Receipts	Transfers	Cash Disbursements	Unencumbered Balances Closed Out	Balances to 1983
SCHOOL GRANTS						
(803) Impact Aid PL-874	\$ 11,234.90	\$	\$	\$ 11,234.00	\$	\$.90
(807) E.S.E.A. - Title I	(15,392.77)	158,110.00		145,326.67		(2,609.44)
(833) School - Library - Title II	(662.25)					(662.25)
(869) METCO Program - P.L. 89-10	(21,175.07)	559,998.60		498,645.68		40,177.85
(814) Special Education Entitlement	200,525.76	276,184.94		266,892.15		209,818.55
(845) Emergency School Assistance Aid	18,880.33	63,608.69		24,743.00		57,746.02
(808) Booster Club		2,697.82		419.30		2,278.52
(815) Police Batteries		500.00		473.00		27.00
(876) Spending Plan		8,927.00		4,650.00		4,277.00
(846) Comprehensive Planning Asst. Program	508.71					508.71
(832) Code Enforcement Program	455.08					455.08
(899) Facing History Ourselves	2,050.00	103,814.62		53,342.03		52,522.59
(834) Brookline Early Education Program	173,221.54	279,892.00		295,274.70		157,838.84

SCHEDULE IV Cont'd.

GRANTS AND GIFTS

	Balances From 1981	1982 Cash Receipts	Transfers	Cash Disbursements	Unencumbered Balances Closed Out	Balances to 1983
(860) Semiotics Course for High School	\$ 18,123.63	\$ 26,664.36	\$	\$	\$	\$ 44,787.99
(872) Local Public Works - Beacon St. Mall	19,400.84			19,400.84		
(889) Young Adult Conservation Corp.	472.05					472.05
(882) Brookline Teacher's Center	1,019.38	3.00		1,019.38		839.40
(850) Mass. Public Health Nutrition	839.40					10,194.89
(824) Multi-Service Senior Center for Aged	10,913.58	1,007.96		1,726.65		(59,365.13)
(854) Danforth Foundation Summer Curr.	11,931.81	11,274.70		82,571.64		4,830.38
(856) Library Learning Resources	13,781.69	18,199.00		27,150.31		1,045.72
(849) Community Development Block Grant	(983.68)	2,059,252.05		2,057,222.65		30.20
(865) CETA IV - Brookline Public Library	30.20					836.26
(866) CETA V - Recreation Dept.	836.26					1,343.28
(867) Health - Car Restraint Seat	1,492.49	589.00		738.21		14,536.30
(952) Community Dev. Block Grant-Escrow	50,162.87	29,876.85		65,503.42		1,217.00
(951) Code Enforcement Program-Escrow	1,217.00					500.00
(816) Warren Day Care Center	500.00	500.00		500.00		12,025.18
(885) Boston University-Student Activities	10,179.85	10,981.50		9,136.17		(6,988.10)
(891) Teachers Center Research	(6,988.10)					(18,107.35)
(894) Alcohol Safety Education	940.93	40,419.33		59,467.61		1,809.95
(892) Special Needs-Vocational Education	(33,518.13)	102,002.00		66,673.92		(115,691.51)
(896) Bilingual - Indochinese	(30,066.12)	51,130.47		136,755.86		6,742.71
(822) Community In-Service	4,210.30	8,315.00		5,782.59		2,040.10
(801) Arts Council Director	696.50	7,757.05		6,413.45		2,294.61
(897) Council on Aging - Volunteers	2,522.45	42.61		270.45		2,294.61
(898) Council on Aging - Elder Bus	5,044.07	16,141.65		13,852.08		7,333.64
(895) Occupational Education	6,706.64	27,832.00		4,007.64		30,531.00
(838) Dr. Alan Kay Gift	4,708.89	12,098.25		12.02		16,795.12
(804) Helen Kent Book Award		1,000.00		72.48		927.52
(802) Loon & Heron Theatre		43,250.00		40,529.40		2,720.60
(874) ESAA - B.U. BHS		61,874.00		44,613.54		17,260.46
(840) Project Quest		1,000.00		573.61		426.39
(829) Matep Power Plant		1,455.00		1,455.00		521.00
(818) Nuclear Info Booklet Comm.		521.00				11,707.10
(844) Gordon Gould		11,707.10				2,544.60
(871) Health Promotion		4,000.00		1,455.40		1,400.00
(841) Educational Support		1,400.00				4,169.00
(879) Brookline Foundation		4,169.00				

SCHEDULE IV Cont'd.

GRANTS AND GIFTS

	Balances From 1981	1982 Cash Receipts	Transfers	Cash Disbursements	Unencumbered Balances Closed Out	Balances to 1983
(893) Energy Resources		\$ 240,770.71	\$ 1,300,000.00	\$ 155,228.82	\$	\$ 85,541.89
(859) Urban Development Action Grant				1,212,052.20		87,947.80
TOTAL Grants and Gifts	\$ 463,821.03	\$ 4,248,967.26	\$ 1,300,000.00	\$ 5,315,185.87	\$	\$ 697,602.42

OTHER UNCLASSIFIED ACCOUNTS:

Bond Anticipation Note	1,765,000.00	4,830,000.00		4,830,000.00		1,765,000.00
Temporary Loans in Anticipation of Revenue		8,000,834.00		8,000,834.00		
Parking Meter Receipts	332,896.23	345,444.43	(252,000.00)	180.00		426,160.66
School Lunch Program	13,211.58	641,090.29		646,558.03		7,743.84
School Athletics Program	(3,926.83)	22,017.78		8,520.00		9,570.95
Agency Other	160,632.10	38,155.86		170,708.69		28,079.27
Trust Funds	3,685.76	34,286.46		57,130.83		(19,158.61)
Refunds on Taxes and Other Accounts		553,868.95		553,868.95		
Credits Direct to Appropriations		299,986.86		299,986.86		
Vacations Paid in Advance	(18,475.37)			945.68		(19,421.05)
Police Private Details - Revolving Fund	8,397.40	229,641.50		248,634.00		(10,595.10)
Other Private Details-Revolving Fund		1,242.12		1,242.12		
Community Building Use	22,562.67	19,608.67		14,000.00		28,171.34
Adult Education	32,408.93	180,602.20		135,117.00		77,894.13
Summer School	33,924.75	39,000.00		50,855.00		22,069.75
Transportation	1,723.85	5,467.43		3,000.00		4,191.28
Excess-Land Sale of Low Value	3,922.79					3,922.79
Sale of Real Estate	5,234.75					5,234.75
Investments - Revenue	(12,052,774.09)	83,537,199.03		85,096,072.36		(7,611,647.42)
Tailings	32,622.06			87.68		32,174.38
Agency and Payroll Deductions	71,033.52	13,564,698.10				145,073.11
Revenue Sharing Distribution			1,040,000.00	13,490,658.51		
Revenue for Accounts Payable - Town	280,306.73	4,362,430.00		1,040,000.00		328,936.74
Revenue for Accounts Payable - Teachers Salaries	1,121.47		286,353.73	4,362,430.00	20,128.30	7,037.01
Revenue for Accounts Payable - Schools			7,037.01	217,595.42		
Cemetery Perpetual Care	465,170.40		431,690.14	1,121.47		
	10,644.16	29,739.72		434,218.35	18,172.05	444,470.14
				18,598.36		21,785.52

SCHEDULE IV Cont'd.

OTHER UNCLASSIFIED ACCOUNTS

	Balances From 1981	1982 Cash Receipts	Transfers	Cash Disbursements	Unencumbered Balances Closed Out	Balances to 1983
Sale of Lots and Graves	\$ 12,137.50	\$ 7,935.00	\$ (10,032.50)	\$ 37.50	\$	\$ 10,002.50
Miscellaneous Sales Cemetery	29,789.00	27,443.50	(23,152.00)			34,080.50
State Aid to Libraries	26,575.00	27,531.00	(26,575.00)			27,531.00
Revenue Sharing	8,320.95	1,053,409.28	(1,040,000.00)			21,730.23
Premium on Sale of Bond Anticipation Notes	1,080.00	2,572.50		2,818.50		834.00
Retirement - Past Service Liability	656,690.67	108,446.78				765,137.45
Workers' Compensation - Self Insurance	329,722.25	20,482.71		269,632.14		80,572.82
Vocational Education Restaurant	1,381.82	6,563.78		3,602.65		4,342.95
Temporary Loans in Anticipation of Federal Grant		1,300,000.00				1,300,000.00
Trust Fund Clearing		112,184.78		109,600.40		2,584.38
Petty Cash Advances				1,750.00		(1,750.00)
TOTAL	<u>\$ (7,765,339.95)</u>	<u>\$ 125,401,882.73</u>	<u>\$ 413,321.38</u>	<u>\$ 120,069,804.50</u>	<u>\$ 38,300.35</u>	<u>\$ (2,058,240.69)</u>

STATE AND COUNTY ASSESSMENTS

	Tax Levy Estimates	Cash Disbursements	Over (Under) Estimates to 1983
STATE ASSESSMENTS:	\$ 64,184.00	\$ 61,650.00	\$ 2,534.00
Special Education	4,485.42	4,485.42	
Retirement Audit	5,205.90	5,205.90	
Motor Vehicle Excise Bills	15,234.70	15,234.70	
Health Insurance-Elderly Govt. Retirees	7,776.08	7,609.54	166.54
Metropolitan Air Pollution District	8,250.68	8,250.68	
Metropolitan Area Planning Council	736,224.61	651,592.88	84,631.73
Metropolitan Parks System	700,475.76	623,218.15	77,257.61
Metropolitan Sewerage System	628,429.20	628,429.20	
Metropolitan Water System	3,643,000.00	3,750,121.15	(107,121.15)
M.B.T.A.	1,004.82	1,004.82	
Boston Metropolitan District Expenses	\$5,814,271.17	\$5,756,802.44	\$ 57,468.73
TOTAL State Assessments			
COUNTY ASSESSMENTS:	\$ 659,210.44	\$ 611,911.69	\$ 47,298.75
County Tax			
TOTAL CASH DISBURSEMENTS		<u>\$ 182,285,690.40</u>	

SCHEDULE A

SCHEDULE OF CHANGES IN COLLECTOR'S ACCOUNTS

Tax Levy of 1982

	Real Estate	Personal Property	Total
Estimated Commitment	\$21,563,269.10	\$ 1,110,957.90	\$22,674,227.00
Commitment	39,688,904.96	1,057,294.80	40,746,199.76
Refunds	127,728.92		127,728.92
	<u>\$61,379,902.98</u>	<u>\$ 2,168,252.70</u>	<u>\$63,548,155.68</u>
Payments to Treasurer	\$36,049,244.60	\$ 1,183,276.13	\$37,232,520.73
Abatements	64,479.12		64,479.12
Estimated Commitment Removed	21,563,269.10	1,110,957.90	22,674,227.00
Outstanding June 30, 1982	3,702,910.16	(125,981.33)	3,576,928.83
	<u>\$61,379,902.98</u>	<u>\$ 2,168,252.70</u>	<u>\$63,548,155.68</u>

Tax Levy of 1981

Outstanding July 1, 1981	\$ 709,231.53	\$ 26,862.67	\$ 736,094.20
Interest recorded as Tax Payment	20,804.64		20,804.64
Refunds	199,015.49	367.50	199,382.99
	<u>\$ 929,051.66</u>	<u>\$ 27,230.17</u>	<u>\$ 956,281.83</u>
Payments to Treasurer	\$ 717,152.06	\$ 18,912.06	\$ 736,064.12
Abatements	188,072.00	7,916.05	195,988.05
Committed to Tax Titles	17,261.70		17,261.70
Outstanding June 30, 1982	6,565.90	402.06	6,967.96
	<u>\$ 929,051.66</u>	<u>\$ 27,230.17</u>	<u>\$ 956,281.83</u>

Tax Levy of 1980

Outstanding July 1, 1981	\$ 11,883.84	\$ 3,991.40	\$ 15,875.24
Refunds	154,987.00		154,987.00
	<u>\$ 166,870.84</u>	<u>\$ 3,991.40</u>	<u>\$ 170,862.24</u>
Payments to Treasurer	\$ 9,875.77	\$ 1,054.00	\$ 10,929.77
Abatements	154,987.00	2,839.40	157,826.40
Tax Payments Recorded as Interest	2,008.07		2,008.07
Outstanding June 30, 1982	-0-	98.00	98.00
	<u>\$ 166,870.84</u>	<u>\$ 3,991.40</u>	<u>\$ 170,862.24</u>

SCHEDULE A Cont'd.

SCHEDULE OF CHANGES IN COLLECTOR'S ACCOUNTS

Tax Levy of 1979

	Real Estate	Personal Property	Total
Outstanding July 1, 1981	\$ 17,283.96	\$ 3,312.48	\$ 20,596.44
Refunds	6,000.00		6,000.00
	<u>\$ 23,283.96</u>	<u>\$ 3,312.48</u>	<u>\$ 26,596.44</u>
Payments to Treasurer	\$ 10,500.00	\$ 1,510.45	\$ 12,010.45
Abatelements	6,000.00	1,802.03	7,802.03
Tax Payments Recorded as Interest	6,783.96		6,783.96
Outstanding June 30, 1982	-0-	-0-	
	<u>\$ 23,283.96</u>	<u>\$ 3,312.48</u>	<u>\$ 26,596.44</u>

Tax Levy of 1978

	Real Estate	Personal Property	Total
Outstanding July 1, 1981	\$ (733.20)	\$	\$ (733.20)
Tax Payments Recorded as Interest	2,563.20		2,563.20
	<u>\$ 1,830.00</u>	<u>\$</u>	<u>\$ 1,830.00</u>
Abatelements	\$ 1,830.00	\$	\$ 1,830.00
Outstanding June 30, 1982	-0-	-0-	
	<u>\$ 1,830.00</u>	<u>\$</u>	<u>\$ 1,820.00</u>

Tax Levy of 1977

	Real Estate	Personal Property	Total
Outstanding July 1, 1981	\$ (8,021.34)	\$	\$ (8,021.34)
Interest Recorded as Tax Payment	8,021.34		8,021.34
	<u>\$ -0-</u>	<u>\$</u>	<u>\$ -0-</u>
Outstanding June 30, 1982	\$ -0-	\$	\$ -0-

SCHEDULE OF CHANGES IN COLLECTOR'S ACCOUNTS

Tax Levy of 1976

	Real Estate	Personal Property	Total
Outstanding July 1, 1981	\$ (15,590.17)	\$	\$ (15,590.17)
Interest Recorded as Tax Payment	15,590.17		15,590.17
	-0-		-0-
Outstanding June 30, 1982	\$ -0-	\$	\$ -0-

Tax Levy of 1975

Outstanding July 1, 1982	\$ 853.45	\$	\$ 853.45
Tax Payment Recorded as Interest	\$ 853.45	\$	\$ -0-
Outstanding June 30, 1982	-0-		853.45
	\$ 853.45	\$	\$ 853.45

Deferred Real Estate Taxes

Outstanding July 1, 1981	\$ 59,389.15
Payments to Treasurer	\$ 2,156.00
Outstanding June 30, 1982	57,233.15
	\$ 59,389.15

SCHEDULE A Cont'd.

SCHEDULE OF CHANGES IN COLLECTOR'S ACCOUNTS

MOTOR VEHICLE AND TRAILER EXCISE

	<u>LEVIES OF</u>		
	1982	1981	1982
Outstanding July 1, 1981	\$	\$ 242,250.87	\$ 311,681.95
Commitment	864,103.87	223,070.68	430.11
Refunds	4,098.88	13,092.59	2,646.28
	<u>\$ 868,202.75</u>	<u>\$ 478,414.14</u>	<u>\$ 314,758.34</u>
Payments to Treasurer	\$ 651,302.48	\$ 342,991.07	\$ 59,400.42
Abatements	60,139.94	51,207.07	5,641.78
Outstanding June 30, 1982	156,760.33	84,216.00	249,716.14
	<u>\$ 868,202.75</u>	<u>\$ 478,414.14</u>	<u>\$ 314,758.34</u>
	1979	1978	1977
Outstanding July 1, 1981	\$ 257,919.10	\$ 29,435.53	\$ 193,512.35
Commitment	322.30		
Interest Reported as Tax	115.50	6,397.11	
Refunds	39.88	13.20	
	<u>\$ 258,396.78</u>	<u>\$ 35,845.84</u>	<u>\$ 193,512.35</u>
Payments to Treasurer	\$ 21,668.20	\$ 10,221.76	\$
Abatements	22,556.09	25,624.08	193,296.85
Tax Payments Recorded as Interest			215.50
Outstanding June 30, 1982	214,172.49	-0-	-0-
	<u>\$ 258,396.78</u>	<u>\$ 35,845.84</u>	<u>\$ 193,512.35</u>
	1976	1975	1974
Outstanding July 1, 1981	\$ 151.03	\$ 1,082.79	\$ 2.00
Interest Recorded as Tax Payment			.40
	<u>\$ 151.03</u>	<u>\$ 1,082.79</u>	<u>\$ 2.40</u>
Abatements	\$ 151.03	\$ 1,082.79	\$ 2.40
Outstanding June 30, 1982	-0-	-0-	-0-
	<u>\$ 151.03</u>	<u>\$ 1,082.79</u>	<u>\$ 2.40</u>
	1973		
Outstanding July 1, 1981	<u>\$ 150.00</u>		
Abatements	<u>\$ 150.00</u>		

SCHEDULE A Cont'd.

SCHEDULE OF CHANGES IN COLLECTOR'S ACCOUNTS

APPORTIONED STREET BETTERMENTS

	<u>LEVIES OF</u>	
	<u>1982</u>	<u>1981</u>
Outstanding July 1, 1981	\$ 3,097.62	\$ 171.64
Commitment	<u>\$ 3,097.62</u>	<u>\$ 171.64</u>
Payments to Treasurer		113.03
Outstanding June 30, 1982	\$ 3,097.62	\$ 58.61
	<u>\$ 3,097.62</u>	<u>\$ 171.64</u>

APPORTIONED STREET BETTERMENTS - COMMITTED INTEREST

Outstanding July 1, 1981	\$ 371.71	\$ 27.47
Commitment	<u>\$ 371.71</u>	<u>\$ 27.47</u>
Payments to Treasurer		18.09
Outstanding June 30, 1982	371.71	9.38
	<u>\$ 371.71</u>	<u>\$ 27.47</u>

UNAPPORTIONED SEWER CHARGES

Commitment	<u>\$ 1,465.52</u>
Payments to Treasurer	<u>\$ 1,465.52</u>

SCHEDULE A Cont'd.

DEPARTMENTAL ACCOUNTS RECEIVABLE

Departments	Outstanding July 1, 1981	Commitments	Debit Adjust- ments	Refunds	Collections	Abatements	Liens	Credit Adjust- ments	Outstanding June 30, 1982
Board of Assessors	\$ 25,099.19	\$ 206,904.00	\$	\$	\$ 208,385.76	\$	\$	\$	\$ 23,617.43
Fire	106.00	105,099.50			41,485.00	10.00			63,710.50
Highway	8,332.11	64,150.66			46,441.66	7,748.50		180.00	18,112.61
School	24,721.95	127,895.58		2,930.12	99,290.91	33,597.33			22,659.41
Park		825.00			825.00				-0-
Police-Private Details	15,415.49	281,777.30		149.80	259,357.85	1,011.50		475.20	36,498.04
Library	50.00	816.81			816.81				50.00
Selectmen	3,575.00	11,087.00		654.25	11,631.00				3,685.25
Veterans	28,698.76	52,738.65			32,551.08				48,886.33
Transportation	189.00				189.00				-0-
Information Services	878.08	2,005.56			2,362.46				521.18
Purchasing		2,139.96			1,362.21	677.75			100.00
Personnel	58.95	33,570.37			30,352.53				3,276.79
Refuse fees		1,086,657.65		3,479.51	859,845.36	20,191.65			210,100.15
Rent Control		111,420.00		48.00	69,396.00	8,064.00			34,008.00
Recreation		1,960.00			1,120.00				840.00
Water	545,773.87	2,053,709.10	161.61	2,435.89	2,021,613.32	14,957.55			565,509.60
Water Charges	9,533.85	46,513.57			41,362.50	13.90			14,671.02
Sewer Rates	295,686.11	796,153.40	25.20	841.63	872,944.71	13,700.60			206,061.03
State Aid to Highways	3,457.22	163,448.00			159,027.98	3,457.22			4,420.02
TOTALS	\$961,575.58	\$5,148,872.11	\$186.81	\$10,539.20	\$4,760,361.14	\$103,430.00	\$	\$655.20	\$1,256,727.36

SCHEDULE B

TOTAL SPECIAL ASSESSMENTS - NOT DUE

<u>DUE</u>	<u>STREET BETTERMENTS</u>
1982-83	\$ 3,097.62
1983-84	<u>3,097.62</u>
	<u>\$ 6,195.24</u>

SCHEDULE C

CHANGES IN TOWN DEBT - FISCAL YEAR ENDING JUNE 30, 1982

Outstanding July 1, 1981		\$11,240,000.00
Deduct:		
Urban Renewal	\$ 45,000.00	
Schools and Sites	1,455,000.00	
Public Buildings and Sites	205,000.00	
Water, Sewers and Drains	<u>455,000.00</u>	<u>2,160,000.00</u>
Outstanding June 30, 1982		<u>\$ 9,080,000.00</u>

Note: In addition to the outstanding debt shown in this schedule, the following unissued loans have been authorized:

Marsh Project	\$450,000.00
Unified Arts Building	<u>80,000.00</u>
Total Loans Authorized and Unissued	<u>\$530,000.00</u>

SCHEDULE D

EXPENDITURES FROM CONTINGENCY FUND - FISCAL 1982

Selectmen:

Consultants-Electric Rate	\$ 2,500.00	
Cable TV	113.19	
Conference Expenses and Dues	1,152.81	
Legal Fees	91.00	
Meals and Meeting Expenses	5,044.88	
Legal Advertising	220.08	
Office Supplies	832.30	
Overtime	.19	
Miscellaneous	39.80	
MBTA Advisory	1,755.59	
Printing	1,467.27	
Unused Dept. Heads Vacation	<u>565.20</u>	\$13,782.31
Rent Control - Miscellaneous		45.00
Fire Station - Sound System Rental		<u>250.00</u>
		14,077.31
Encumbrances Brought Forward, June 30, 1982		<u>5,922.69</u>
		<u>\$20,000.00</u>

SCHEDULE E

SCHEDULE OF CREDITS DIRECT TO APPROPRIATIONS
FOR THE YEAR ENDED JUNE 30, 1982

Accounts Payable - School	\$ 450.00
Accounts Payable - Town	34,765.78
Council on Aging	153.10
Comptroller	461.35
Dept. of Public Works	56,958.26
Fire	5,001.97
General Services	4,056.45
Library	6,753.72
Grants	14,659.64
Recreation	915.27
Purchasing	575.56
Retirement	47,672.79
School Appropriations	27,631.04
Insurance Damage	1,029.00
Water Rates	82.55
Sewer Rate	13.65
Special Appropriations	1,666.15
Town Clerk	475.00
Treasurer	10.00
Police	292.25
Human Relations	93.75
Unclassified	70,543.96
Miscellaneous Deductions	408.87
Planning	24,500.00
School Revolving	30.00
Cash Advance	75.00
Community Development	711.75
	<hr/>
	\$299,986.86
	<hr/> <hr/>

SCHEDULE F
DEBT SERVICE SCHEDULE
JUNE 30, 1982

DUE	URBAN RENEWAL		SCHOOLS AND SITES		PUBLIC BUILDINGS AND SITES		WATER, SEWERS AND DRAINS		TOTAL	
	Principal	Interest	Principal	Interest	Principal	Interest	Principal	Interest	Principal	Interest
1983	\$ 20,000.00	\$3,600.00	\$1,455,000.00	\$225,837.50	\$195,000.00	\$24,083.00	\$ 450,000.00	\$ 201,312.00	\$ 2,120,000.00	\$ 454,832.50
1984	20,000.00	2,700.00	1,410,000.00	154,580.00	155,000.00	16,663.00	410,000.00	176,416.50	1,995,000.00	350,359.50
1985	20,000.00	1,800.00	1,280,000.00	85,437.50	155,000.00	9,998.00	395,000.00	152,665.00	1,850,000.00	249,900.50
1986	15,000.00	1,013.00	580,000.00	20,520.00	155,000.00	3,332.00	355,000.00	130,377.50	1,105,000.00	155,242.50
1987	15,000.00	337.00	175,000.00	3,938.00			220,000.00	112,950.00	410,000.00	117,225.00
1988							200,000.00	100,000.00	200,000.00	100,000.00
1989							200,000.00	87,500.00	200,000.00	87,500.00
1990							200,000.00	75,000.00	200,000.00	75,000.00
1991							200,000.00	62,500.00	200,000.00	62,500.00
1992							200,000.00	50,000.00	200,000.00	50,000.00
1993							200,000.00	37,500.00	200,000.00	37,500.00
1994							200,000.00	25,000.00	200,000.00	25,000.00
1995							200,000.00	12,500.00	200,000.00	12,500.00
TOTAL	\$ 90,000.00	\$9,450.00	\$4,900,000.00	\$490,313.00	\$660,000.00	\$54,076.00	\$3,430,000.00	\$1,223,721.00	\$ 9,080,000.00	\$1,777,560.00

SCHEDULE G
SCHEDULE OF TRUST FUND TRANSACTIONS
FISCAL YEAR ENDED JUNE 30, 1982

	Balance, June 30, 1981			Receipts 1982	Payments 1982	Balance, June 30, 1982		
	Restricted Principal	Unrestricted Principal	Accumulated Income			Restricted Principal	Unrestricted Principal	Accumulated Income
School Funds:								
Mabel P. Bailey	\$ 5,000.00		\$ 14.46	\$ 169.75	\$ 700.00	\$ 5,000.00	\$ 184.21	\$ 5,184.21
John A. Curtin	2,000.00		4,136.03	761.82		2,000.00	4,197.85	6,197.85
Payson Dena	3,000.00		2,114.04	387.86	300.00	3,000.00	2,201.90	5,201.90
Abbie W. Deane	4,687.00		6,995.91	1,459.79	600.00	4,687.00	7,855.70	12,542.70
Charles W. Holtzer	8,333.33		11,292.58	1,736.90	1,000.00	8,333.33	12,029.48	20,362.81
James Murray Kay	1,000.00		102.85	25.80		1,000.00	128.65	1,128.65
W.H. Lincoln Scholarship	23,813.43		23,813.43	1,564.53		23,813.43		25,377.96
W.H. Lincoln Medal		2,115.00	728.22	92.53			2,115.00	820.75
Sumner E. Shikes	1,000.00		394.47	114.92	50.00	1,000.00	459.39	1,459.39
Katherine B. Shick	10,000.00		1,024.78	487.66	450.00	10,000.00	1,062.44	11,062.44
D. Blakely Hoar			31,581.87	6,125.49			37,707.36	37,707.36
Arthur W. Murphy			83.97	6.89			90.86	90.86
Kendrick Memorial	5,000.00		5,426.60	1,178.69	350.00	5,000.00	1,255.29	6,255.29
Edward Freckin			6,052.48	324.24			6,376.72	6,376.72
F.L. & M.C. Grymish	5,000.00		5,915.69	453.56	400.00	5,000.00	969.25	5,969.25
Mariam M. Thomas	25,500.00		26,811.13	1,757.31	2,500.00	25,500.00	568.44	26,068.44
Pierce School Gift		4,598.37	4,598.37	303.46	1,072.90		3,828.93	3,828.93
S.K. Burack-School Library				10,587.81		10,000.00	587.81	10,587.81
Total School Funds	\$ 94,333.76	\$ 6,713.37	\$ 67,175.08	\$ 27,539.01	\$ 7,422.90	\$ 105,898.29	\$ 5,943.93	\$ 76,496.10
Tree Funds:								
A.W. & F.G. Blake	3,000.00		336.61	308.05	320.00	3,000.00	324.66	3,324.66
James. W. Bowditch	4,500.00		5,401.69	643.90	900.00	4,500.00	645.59	5,145.59
D. Blakely Hoar Memorial			340.72	271.14	249.00		362.86	362.86
James S. Warren	1,000.00		361.05	206.98		1,000.00	568.03	1,568.03
D. Blakely Hoar								
Tree Planting		22,963.51	22,963.51	8,136.55	565.00		30,535.06	30,535.06
Total Tree Funds	\$ 8,500.00	\$ 22,963.51	\$ 1,940.07	\$ 9,566.62	\$ 2,034.00	\$ 8,500.00	\$ 1,901.14	\$ 40,936.20
Other Trust Funds:								
Public Safety - 1918			1,872.01	92.11	325.50		1,638.62	1,638.62
Cemetery Perpetual Care	359,669.71		359,669.71	9,560.34		361,683.33	7,546.72	369,230.05
Stephen G. Train - Health	84,273.66		30,216.40	6,131.61	9,382.20	84,273.66	26,965.81	111,239.47
D. Blakely Hoar								
Bird Sanctuary			13,366.19	648.21	1,994.72		12,019.68	12,019.68
Conservation Fund			6,946.73	537.50			7,484.23	7,484.23
Stabilization Fund			25,171.65	1,691.93			26,863.58	26,863.58
Kenneth S. Robson - Park		774.46	1,860.96	178.12	2,149.80		663.74	663.74
Window Fund			1,031.84	105.75			1,137.59	1,137.59
Penny Savings			1,973.14	113.13			2,086.24	2,086.24
Total Other Funds	\$ 443,943.37	\$ 774.46	\$ 82,438.92	\$ 19,058.70	\$ 13,852.22	\$ 445,956.99	\$ 86,406.24	\$ 532,363.23
TOTAL TRUST FUNDS	\$ 546,777.13	\$ 30,451.34	\$ 151,554.07	\$ 56,164.33	\$ 23,309.12	\$ 560,355.28	\$ 36,478.99	\$ 761,637.75

SCHEDULE H

TAX LEVIES AND TAX COLLECTIONS

Fiscal Period	Collection of Current Taxes		Percentage of Levy Collected		Collection of Back Taxes During Fiscal Period		Total Collection of Current and Back Taxes		Percentage Current and Back Taxes To Tax Levy		Tax Titles Held by Town and Foreclosed and Tax Titles	
	Fiscal Period	Tax Levy	During Fiscal Period	During Fiscal Period	During Fiscal Period	During Fiscal Period	Current and Back Taxes	Current and Back Taxes	Current and Back Taxes	Current and Back Taxes	Current and Back Taxes	Current and Back Taxes
1969	1969	21,548,078	19,854,461	92.14%	793,738	793,738	20,648,199	20,648,199	95.82%	95.82%	13,572	13,572
1970	1970	26,216,172	24,708,450	94.25%	843,250	843,250	25,551,700	25,551,700	97.46%	97.46%	35,229	35,229
1971	1971	28,358,287	27,035,005	95.33%	527,333	527,333	27,562,338	27,562,338	97.19%	97.19%	52,413	52,413
1972	1972	31,803,357	30,192,806	94.94%	532,451	532,451	30,725,257	30,725,257	96.61%	96.61%	75,643	75,643
1973-74	1973-74	49,155,181	46,786,678	95.18%	550,939	550,939	47,337,617	47,337,617	96.30%	96.30%	17,716	17,716
1974-75	1974-75	36,076,208	34,139,969	94.63%	1,079,809	1,079,809	35,219,778	35,219,778	97.63%	97.63%	80,272	80,272
1975-76	1975-76	38,085,445	36,082,653	94.74%	911,635	911,635	36,994,288	36,994,288	97.13%	97.13%	76,507	76,507
1976-77	1976-77	40,135,146	38,099,107	94.93%	617,161	617,161	38,716,268	38,716,268	96.46%	96.46%	152,002	152,002
1977-78	1977-78	41,295,652	39,430,401	95.48%	555,214	555,214	39,985,615	39,985,615	96.83%	96.83%	68,631	68,631
1978-79	1978-79	45,401,700	43,814,157	96.50%	806,652	806,652	44,620,809	44,620,809	98.28%	98.28%	410,802	410,802
1979-80	1979-80	44,747,976	43,215,901	96.58%	772,751	772,751	43,988,652	43,988,652	98.30%	98.30%	237,508	237,508
1980-81	1980-81	45,841,166	44,520,276	97.12%	628,276	628,276	45,148,552	45,148,552	98.49%	98.49%	189,892	189,892
1981-82	1981-82	40,746,200	37,104,792	91.06%	398,634	398,634	37,503,426	37,503,426	92.04%	92.04%	42,581	42,581

SCHEDULE I

PERCENTAGE OF BONDED DEBT TO ASSESSED VALUATIONS AND BONDED DEBT PER CAPITA

Fiscal Period	Population	Assessed Value		Bonded Debt		Percentage of Bonded Debt To Assessed Value		Bonded Debt Per Capita	
		Assessed Value	Assessed Value	Bonded Debt	Bonded Debt	Assessed Value	Assessed Value	Bonded Debt	Bonded Debt
1969	53,608	439,755,700	439,755,700	6,874,000	6,874,000	1.56%	1.56%	128.23	128.23
1970	58,090 *	444,341,900	444,341,900	8,698,000	8,698,000	1.96%	1.96%	149.73	149.73
1971	52,882**	446,587,200	446,587,200	17,882,000	17,882,000	4.00%	4.00%	338.15	338.15
1972	52,882	444,802,200	444,802,200	19,218,000	19,218,000	4.32%	4.32%	363.41	363.41
1973-74	52,627	450,983,300	450,983,300	17,001,000	17,001,000	3.76%	3.76%	323.05	323.05
1974-75	52,978**	450,952,600	450,952,600	21,713,000	21,713,000	4.81%	4.81%	409.85	409.85
1975-76	51,332	453,398,200	453,398,200	19,048,000	19,048,000	4.20%	4.20%	371.07	371.07
1976-77	53,150	450,956,700	450,956,700	16,462,000	16,462,000	3.65%	3.65%	309.73	309.73
1977-78	56,509	451,318,600	451,318,600	14,086,000	14,086,000	3.12%	3.12%	249.27	249.27
1978-79	57,016	454,017,003	454,017,003	11,766,000	11,766,000	2.59%	2.59%	206.36	206.36
1979-80	59,826	456,612,000	456,612,000	13,620,000	13,620,000	2.98%	2.98%	227.66	227.66
1980-81	57,038	467,710,600	467,710,600	11,240,000	11,240,000	2.40%	2.40%	197.06	197.06
1981-82	55,007	1,733,718,500	1,733,718,500	9,080,000	9,080,000	.52%	.52%	165.07	165.07

POPULATION: * U.S.Census

** State Census

Estimated For Other Years

SCHEDULE J

VALUATIONS, TAX RATES, EXPENDITURES, DEBT AND PER CAPITAS

Year	Population	Total Valuations	Valuations Per Capita	Tax Rate Per \$1,000	Expenditures		Funded Debt	Debt Per Capita
					For the Year	Per Capita		
*1960	54,044	184,662,000	3,416	54.00	14,136,519	261.57	4,551,000	84.21
1961	54,044	190,962,900	3,533	52.50	14,932,531	276.30	4,118,000	76.20
1962	54,044	216,909,500	4,013	48.50	16,448,715	304.36	7,135,000	132.02
1963	54,044	223,236,900	4,130	51.00	18,088,437	334.70	6,559,000	121.36
1964	54,044	227,340,900	4,206	56.00	19,081,119	353.07	6,247,000	115.59
+1965	53,608	231,968,000	4,327	56.50	19,879,027	370.80	7,060,000	131.70
1966	53,608	236,800,000	4,417	56.00	21,481,199	400.71	7,753,000	144.62
1967	53,608	238,680,000	4,452	65.00	24,340,713	454.05	7,616,000	142.07
1968	53,608	432,183,100=	8,061=	41.50-	25,577,488	477.12	7,760,000	144.75
1969	53,608	439,755,700	8,203	49.00	27,473,918	512.50	6,874,000	128.23
*1970	58,090	444,341,900	7,649	59.00	31,750,909	546.58	8,698,000	149.73
+1971	52,882	446,587,200	8,440	63.50	35,681,922	674.39	17,882,000	338.15
1972	52,882	444,802,200	8,411	71.50	42,042,911	795.03	19,218,000	363.41
1973-74	52,627	450,983,300	8,569	73.00	62,686,226	1,191.14	17,001,000	323.05
+1974-75	52,978	450,952,600	8,512	80.00	47,327,098	893.33	21,713,000	409.85
1975-76	51,332	453,398,200	8,832	84.00	47,648,400	928.24	19,048,000	371.07
1976-77	53,150	450,956,700	8,485	89.00	49,821,025	937.37	16,462,000	309.73
1977-78	56,509	451,318,600	7,987	91.50	50,343,368	890.89	14,086,000	249.27
1978-79	57,016	454,017,000	7,963	100.00	53,019,132	929.90	11,766,000	206.36
1979-80	59,826	456,612,000	7,632	98.00	57,006,216	952.87	13,620,000	227.66
1980-81	57,038	467,710,600	8,200	98.00	61,811,556	1,083.69	11,240,000	197.06
1981-82	55,007	1,733,718,500	31,518	25.00	56,900,700	1,034.43	9,080,000	165.07

*Official Federal Census Figures

+Official State Census Figures

=Increase due to Revaluation of Taxable Properties

-Decrease due to Revaluation of Taxable Properties

**Does not include Grants & Gifts, Trust Funds or Unclassified Accounts

SCHEDULE K
ASSESSORS' VALUATION OF TOWN PROPERTY

June 30, 1982

	Land	Buildings	Personal Property	Total
Town Hall	\$1,000,000	\$ 7,500,000	\$250,000	\$ 8,750,000
Police Station	350,000	2,000,000	25,000	2,375,000
Train Health Center	300,000	1,500,000	40,000	1,840,000
18 Foreclosed Properties	60,000			60,000
Schools			600,000	52,700,000
High	1,350,000	8,500,000		
Manual Training High				
Baker	1,000,000	4,500,000		
Baldwin	500,000	300,000		
Baldwin (part)	50,000			
Clark Road	50,000			
Devotion School and				
Devotion House	1,000,000	5,000,000		
Driscoll	1,000,000	5,000,000		
Heath	500,000	4,000,000		
Lawrence	300,000	4,000,000		
Lincoln	1,700,000	2,250,000		
Pierce	1,000,000	7,000,000		
Runkle	400,000	2,500,000		
Sewall	100,000	100,000		
Public Library (Main)	550,000	5,000,000	689,000	9,089,000
Branch Libraries				
Pleasant Street	150,000	1,500,000		
West Roxbury Parkway	150,000	1,000,000		
School Street Parking Lot	50,000			
Fire Department			300,000	3,820,000
Station 1, Village Square	100,000	300,000		
Station 2, Washington and				
Thayer Street		500,000		
Station 4, Boylston Street	250,000	400,000		
Station 5, Babcock Street	250,000	500,000		
Station 6, Hammond Street	250,000	750,000		
Station 7, Washington Street	70,000	150,000		
Highway Department			765,000	3,877,000
Hammond Street Yard	300,000	12,000		
Incinerator	1,000,000	1,000,000		
Cypress Street Yard & Garage	200,000	100,000		
Land, Newton Street	500,000			
Water Department			2,700,000	4,200,000
Covered Reservoir, Fisher Hill	250,000	300,000		
Reservoir and Standpipe				
Singletree Hill	400,000	300,000		
Garage, Emerald Street	100,000	150,000		
Recreation Commission			75,000	8,665,000
Gymnasium and Swimming Pool	390,000	6,900,000		
Soule Center	1,000,000	300,000		

SCHEDULE K - VALUATION OF TOWN PROPERTY - (CONT'D.)

	Land	Buildings	Personal Property	Total
Conservation Commission				\$ 300,000
Hall's Pond	150,000			
Amory Street	150,000			
Parks and Public Grounds			90,000	18,301,100
Addington Road	150,000	1,000		
Amory Playground	1,000,000	100,000		
Anderson Estate	2,500,000	900,000		
Babcock and Dwight Triangle	25,000			
Babcock and Freeman Triangle	25,000			
Beacon Playground	750,000	100,000		
Beverly Road	500,000			
Brook Street Playground	25,000			
Brookline Avenue Playground	500,000	500,000		
Brookline Field	1,000,000	300,000		
Clark Playground	150,000			
Coolidge Playground	250,000			
Corey Hill Park-North	300,000			
Corey Hill Park-South	300,000			
Cypress Playground	500,000			
Devotion Playground	200,000			
Dudley Street Triangle	100,000			
Eliot Playground	1,000,000	100,000		
Eliot St. Playground	100,000			
Emerson Park	250,000			
Farm Playground	25,000			
Francis Street	60,000			
Griggs Field Playground	600,000			
Hammond Street	700,000			
Kent, Brook and Bowker Playground	50,000			
Knyvet Square	250,000			
Lawton Playground	60,000			
Linden Park	50,000			
Linden Square	30,000			
Longwood Playground	500,000			
Longwood Square	500,000			
Mason Square	100,000			
Netherlands Road	100,000	200,000		
Philbrick Square	40,000			
Pierce Playground	300,000			
Putterham Meadows	1,500,000	250,000		
Reservoir Lane	40,000			
Reservoir Park	150,000	6,000		
Riverdale Parkway	150,000			
Robinson Playground	500,000	100		
Vernon Park	50,000			
Walnut and Warren Triangle	20,000			
Winthrop Square	250,000			
Woodland Road & Hammond Street	104,000			

SCHEDULE K - VALUATION OF TOWN PROPERTY - (CONT'D.)

	Land	Buildings	Personal Property	Total
Walnut Hills Cemetery House	\$	\$	\$	\$
96 Grove Street		60,000	1,500	61,500
Fire and Police Telegraph			150,000	150,000
Forestry Department			11,500	11,500
Heating and Lighting Plant			77,200	77,200
Sanitation Department			30,500	30,500
Street Lighting System			50,000	50,000
Parking Lot-Babcock Street	265,000			265,000
Parking Lot-Centre Street	800,000			800,000
Parking Lot-Centre Street	260,000			260,000
Parking Lot-Fuller Street	220,000			220,000
Parking Lot-John Street				
Extension	75,000			75,000
Parking Lot-Kent Street	200,000			200,000
Parking Lot-Webster Street	60,000			60,000
Parking Lot-Webster Street	335,000			335,000
Newton Street Land	15,000			15,000
86 Monmouth Street	100,000	50,000		150,000
	<u>\$35,004,000</u>	<u>\$75,879,100</u>	<u>\$5,854,700</u>	<u>\$116,737,800</u>

TOWN OF BROOKLINE
SCHEDULE OF LIBRARY TRUSTEES' TRUST FUND TRANSACTIONS
FISCAL YEAR ENDED JUNE 30, 1982

SCHEDULE L

	Restricted Principal	Unrestricted Principal	Accumulated Dividends	Total	Receipts 1982	Payments 1982	Restricted Principal	Unrestricted Principal	Accumulated Income	Total
Alice W. Bancroft	\$ 1,000.00	\$ 25,630.31	\$ 159.08	\$ 1,159.08	\$ 113.43	\$ 158.71	\$ 1,000.00	\$ 25,630.31	\$ 113.80	\$ 1,113.80
Caleb D. Bradlee			3,710.51	29,340.82	3,174.94	2,437.94			4,447.51	30,077.82
Isabella S. Gardner	6,116.61		1,946.37	8,062.98	1,016.82	1,545.42	6,116.61		1,417.77	7,534.38
John L. Gardner-1871		11,057.53	2,877.18	13,934.71	1,356.42	874.04		11,057.53	3,359.56	14,417.09
John L. Gardner-1924	22,063.76		5,070.63	27,134.39	2,877.79	1,670.44	22,063.76		6,277.98	28,341.74
Sidney L. Kaye	240.00		57.29	297.29	22.10		240.00		79.39	319.39
Martin L. Hall	6,116.71		834.38	6,951.09	957.04	964.12	6,116.71		827.30	6,944.01
John E. Hoar		500.00	221.44	721.44	78.32	115.09		500.00	184.67	684.67
Frances E. Hunt	7,220.97		3,032.30	10,253.27	936.22	1,647.89	7,220.97		2,320.63	9,541.60
Louisa M. Hooper	5,000.00		406.22	5,406.22	254.60	272.32	5,000.00		388.50	5,388.50
Leon R. Eyges		15,000.00	1,975.33	16,975.33	2,179.47	1,256.53		15,000.00	2,898.27	17,898.27
Active General Fund			2,644.34	2,644.34	6,898.75	5,054.49			4,488.60	4,488.60
D. Blakely Hoar		40,633.02	12,264.72	52,897.74	11,442.00	4,887.88		45,233.02	14,218.84	59,451.86
Preservation of Historic Books		8,778.91		8,778.91	940.82	375.05		8,778.91	565.77	9,344.68
Colt Memorial		1,000.00	54.90	1,054.90	53.49			1,000.00	108.39	1,108.39
Florence Phin	2,000.00		445.99	2,445.99	466.60		2,000.00		912.59	2,912.59
Arthur Winebaum		2,375.00	156.70	2,531.70	483.01			2,375.00	639.71	3,014.71
Total Library Funds	\$ 49,758.05	\$ 104,974.71	\$ 35,857.38	\$ 190,590.20	\$ 33,251.82	\$ 21,259.92	\$ 49,758.05	\$ 109,574.77	\$ 43,249.28	\$ 202,582.10

SCHEDULE M

BROOKLINE RETIREMENT SYSTEM

Submitted herewith is the Annual Report of the Brookline Retirement System for the Fiscal Year ending June 30, 1982, consisting of a Schedule of Income and Disbursements, a Balance Sheet, and a Schedule of Securities owned.

During this fiscal year, the Board retired 79 employees, of which forty-six were for superannuation, sixteen were for accidental disability, two were for ordinary disability, five were survivorship benefits to spouses, four widows were granted accidental death benefits, and six employees qualified for pensions under the non-contributory Veteran's law.

Membership in the Retirement System at the close of the fiscal year totalled 1921, which is comprised of the following categories:

1242 Active Members
9 Inactive Members
670 Retired Members

1921

INCOME AND DISBURSEMENTS

Cash balance July 1, 1981 \$ 3,171.77

INCOME:

From Members	\$1,041,983.22	
From Town:		
Pension Fund	4,602,904.00	
Expense Fund	35,614.39	
Reimbursements from other systems	68,097.37	
Reimbursements of lump sum W.C.	31,511.39	
Reimbursements from retired, Sec. 91A	10,249.13	
Members' redeposits & Make-Ups	40,544.44	
Investment Income	1,602,555.46	
Sale and maturities on securities	<u>1,093,728.15</u>	<u>8,527,187.55</u>
		8,530,359.32

DISBURSEMENTS:

Annuities Paid	452,866.70	
Pensions Paid	4,676,748.19	
Reimbursements to other systems	18,629.19	
Refunds, transfers of member's acct.	122,215.71	
Administration	51,426.16	
Purchase of securities & Investments	<u>3,059,990.17</u>	<u>8,381,876.12</u>

CASH BALANCE JUNE 30, 1982 \$ 148,483.20

ASSETS

CASH	\$ 148,483.20
Investments:	
Bonds	17,194,396.17
Stocks	351,310.50
Savings Certificates	232,922.42
Cooperative Bank	30,000.00
Mass. Municipal Depository Trust	384,093.21
Accrued Interest	377,362.08
	<u>\$18,718,567.58</u>

LIABILITIES

Annuity Savings Fund	\$11,618,325.58
Annuity Reserve	4,397,628.94
Pension Fund	2,692,314.08
Military Service Credit Fund	10,298.98
Expense Fund	-
	<u>\$18,718,567.58</u>

SECURITIES OWNED - JUNE 30, 1982

Bonds - Book Value		\$ 2,349,062.50
U. S. Government		4,203,406.66
Other governmental agencies		104,696.88
Railroads		3,041,428.35
Telephones		4,802,018.88
Public Utilities		2,693,782.90
Industrials		<u>\$17,194,396.17</u>
Stocks - Bank and Insurance	8,269 shares	\$ <u>351,310.50</u>
Cooperative Bank	Term Deposit	\$ <u>30,000.00</u>
Savings Bank	Term Deposit	\$ <u>232,922.42</u>

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